

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



CITY COUNCIL AGENDA

Regular Meeting

May 14, 2019

- 12:00 P.M. CLOSED LITIGATION SESSION, COURTYARD CONFERENCE ROOM**
- 12:30 P.M. CONSENT, GENERAL BUSINESS, CONSENT PUBLIC HEARINGS, AND PUBLIC HEARINGS, COUNCIL CHAMBERS**
- 7:00 P.M. ORAL COMMUNICATIONS, COUNCIL CHAMBERS**
- 7:30 P.M. PUBLIC HEARING, COUNCIL CHAMBERS**

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

Council meetings are cablecast on Comcast Channel 25 or Channel 26.

Written material for every item listed in the open sessions is available for review at the Downtown 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:

- Staff Presentation
- Public comment - 2 minutes each; maximum total time may be established by the Presiding Officer at the beginning of the item
- Council deliberation and action

The City of Santa Cruz does not discriminate against persons with disabilities. Out of consideration for people with chemical sensitivities we ask that you attend fragrance free. Upon request, the agenda can be provided in a format to accommodate special needs. Additionally, if you wish to attend this public meeting and will require assistance such as an interpreter for American Sign Language, Spanish, or other special equipment, please call the City Clerk's Department at 420-5030 at least five days in advance so that we can arrange for such special assistance, or email CityClerk@cityofsantacruz.com. The Cal-Relay system number: 1-800-735-2922.

Closed Litigation Session**12:00 PM**

The Presiding Officer will open the City Council Closed Litigation Session in a public meeting in the Council Chambers, for the purpose of announcing the agenda, considering Referral to Closed Session Agenda Items 1 and 2, and receiving public testimony. Thereafter, the councilmembers will move to the Courtyard Conference Room and the meeting will be closed to the public.

Referral to Closed Session

1. Municipal Wharf License Agreement - Paradise Dogs (no address, no APN) (ED)

Motion to approve a referral to closed session for discussion regarding the desirability of negotiating and executing a new Municipal Wharf license agreement and to provide instructions to the Director of Economic Development regarding same.

2. 605 Front Street - Lease Agreement with Karissa Cates dba Santa Cruz Thread (ED)

Motion to approve a referral to closed session for discussion regarding the desirability of negotiating and executing a new lease agreement with the existing tenant at 605 Front Street and to provide instructions to the Director of Economic Development regarding same.

Closed Session

- A. Conference with Legal Counsel - Anticipated Litigation (Government Code §54956.9(d)(2))

Significant exposure to litigation (1 potential case)

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

Property: Skypark

APNs 022-721-07, 022-721-08, and 022-721-09

Owner: City of Santa Cruz

City Negotiator: Bonnie Lipscomb

Negotiating Parties: City and Scotts Valley Town Green Land, LLC.

Under Negotiation: Skypark sale

City Council

12:30 PM

Call to Order

Roll Call

Pledge of Allegiance

Introduction of New Employees

Presentations

1. Mayoral Proclamation Recognizing June as San Lorenzo River Month
2. Mayoral Proclamation Declaring May 20 - May 27, 2019 as National Beach Safety Week in the City of Santa Cruz
3. Mayoral Proclamation Recognizing the Week of May 14, 2019 as Public Works Appreciation Week
4. Climate Action Plan Annual Progress Update
5. Mayoral Proclamation Recognizing Kids in Parks Day
6. 10-Minute Walk to a Park Campaign

Presiding Officer's Announcements

Statements of Disqualification

Additions and Deletions

Oral Communications Announcement - Community members may address the Council about any matter not on the agenda during Oral Communications. Oral Communications will be held at the beginning of the evening session, which will occur on or about 7:00 p.m. Speakers will be invited up to the lectern by the Mayor and are asked to keep comments to two minutes or less, and encouraged to state name and community of residence. Up to 30 minutes will be allocated for Oral Communications. Note that in the absence of an emergency, California law prohibits the Council from discussing or taking immediate action on comments offered in Oral Communications.

City Attorney Report on Closed Session

City Manager Report - The City Manager will report on events since the last council meeting.

Consent Agenda

7. Minutes of the April 23, 2019 City Council Meeting (CC)

Motion to approve as submitted.

8. Minutes of the May 2, 2019 City Council Closed Session (CC)

Motion to approve as submitted.

9. Minutes of the May 7, 2019 City Council Meeting (CC)

Motion to approve as submitted.

10. Appointment to League of California Cities Environmental Quality Policy Committee (CN)

Motion to approve Councilmember Donna Meyers' appointment to the League of California Cities Environmental Quality Policy Committee and authorize use of City Council travel expense account to cover costs of travel.

Consent Agenda (continued)**11. Requesting Historic Preservation Commission Recommendation on Water Street Bridge Plaque (CN)**

Motion to request a recommendation from the Historic Preservation Commission for the placement of a historic plaque on Water Street Bridge to return at the August 13th City Council meeting for action.

12. Paradise Dogs (No address, no APN) Municipal Wharf License Agreement (ED)

Resolution authorizing and directing the City Manager to execute a Municipal Wharf License Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Barton and Kelly Barker for the operation of a business selling hot dogs, soft beverages, and related food products on the Municipal Wharf.

13. Santa Cruz Thread Lease Agreement - 605 Front Street (ED)

Resolution authorizing and directing the City Manager to execute a Lease Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Karissa Cates for the continued operation of a beauty business providing threading and salon services at 605 Front Street.

14. Santa Cruz Trolley Goes Electric Contract Award (ED)

Motion to award the contract to Phoenix Cars, LLC for two electric shuttles and two electric chargers totaling \$341,000 for the Trolley Goes Electric Program. The City Manager is hereby authorized and directed to execute the contract as authorized by Resolution No. NS-27,563.

15. DeLaveaga Golf Lodge - Award Contract for Structural Repairs (c301801) - Notice of Completion (PW/PR)

Motion to accept the work of William Thayer Construction (Salinas, CA) as completed per the plans and specifications and authorize the filing of the Notice of Completion for the DeLaveaga Golf Lodge Structural Repairs Project (c301801).

Consent Agenda (continued)

16. Extenet Systems (California) LLC - Encroachment Permit for Fiber Optic Network Expansion (PW)

Resolution granting an encroachment permit to Extenet Systems (California) LLC for installation and maintenance of an aerial and underground fiber optic network expansion in the City.

17. Wastewater Treatment Facility Sodium Hypochlorite - Renew Contract (PW)

Motion to renew a one-year contract with Olin Chlor Alkali Products, Tracy, CA for the purchase of 12.5% Sodium Hypochlorite and to authorize the City Manager to execute future contract renewals within the approved budget.

18. City Hall Annex Remodel, Phase 1 (c141301) - Notice of Completion (PW)

Motion to accept the work of William Thayer Construction (Salinas, CA) as completed per plans and specifications and authorize the filing of the Notice of Completion for City Hall Annex Remodel, Phase 1 (c101701).

19. Grant Funding from the Wildlife Conservation Board for the San Lorenzo River Lagoon Management Project (c601403) (PW)

Resolution authorizing the application for grant funding from the Wildlife Conservation Board for the grant application titled "Addressing Limiting Factors in the San Lorenzo River Lagoon - A Bottom Up Approach to Enhancing Stream Flow in the San Lorenzo River System" for Capital Investment Project (c601403), San Lorenzo Lagoon Management Project, and authorizing the City Manager to accept the grant.

Consent Agenda (continued)

20. Newell Creek Dam Inlet/Outlet Replacement Project -Final Environmental Impact Report and Project Approval (WT)

Resolution certifying the Final Environmental Impact Report for the Newell Creek Dam Inlet/Outlet Replacement Project.

Resolution adopting Findings of Fact and a Mitigation, Monitoring, and Reporting Program and approving the Newell Creek Dam Inlet/Outlet Replacement Project.

End Consent Agenda

General Business

21. Small Cell Facilities in the Public Right of Way - Amendment to Title 15 of the Santa Cruz Municipal Code (Streets and Sidewalks) Creating Chapter 15.38 Regarding Requirements for "Small Cell" Wireless Telecommunications Facilities in the Public Right of Way (PW/PL)

Continue this item to allow the Departments of Public Works, Planning and Community Development and the City Attorney's office to develop a comprehensive and legally defensible ordinance to a time that coincides with the second reading of the Zoning Ordinance amendments that were approved on April 9, 2019.

Consent Public Hearing

22. 2nd Reading and Final Adoption of Ordinance No. 2019-06 Amending Title 24 of the Santa Cruz Municipal Code and the Local Coastal Implementation Plan Amending Section 24.12.1400 Regarding Requirements for "Small Cell" Wireless Telecommunications Facilities in the Public Right of Way (PL)

Continued to the June 11, 2019 meeting of the City Council.

Consent Public Hearing (continued)

23. 2nd Reading and Final Adoption of Ordinance No. 2019-07 Amending Part 14: Commercial Medical and Adult Use Cannabis Regulations to Address Changes in State Law Regarding Cannabis Delivery (PL)

2nd reading and final adoption of Ordinance No. 2019-07 amending Chapter 24.12, Part 14, of the Municipal Code to address changes in State law regarding cannabis delivery.

General Business

24. Amendment to Chapter 6.91 of the Santa Cruz Municipal Code - Cannabis Retailer Licenses to Revise the Definition of “Proprietor” (PL)

Introduce for publication an ordinance adopting the proposed amendments to Section 6.91.020(11) of the Santa Cruz Municipal Code (SCMC) to revise the definition of “Proprietor” to align with the State regulations definition.

25. Proposed Changes to Transportation and Public Works Commission Bylaws (PW)

Motion to approve the amended bylaws of the Transportation and Public Works Commission, and provide direction on Bylaws Article VIII “Meetings” regarding the number of Commission meetings to be held each year, to either increase to ten meetings (Commission recommendation) or remain at six meetings (staff recommendation).

26. Resolution of Support and Funding Allocation for the 2020 United States Census (PL)

Resolution of support for the 2020 United States Census.

Motion approving the expenditure of \$40,000 from existing budgeted funds, to be used for the purposes of Census outreach.

Public Hearing

27. Amendments to General Plan and Local Coastal Program (PL)

1) Resolution adopting the proposed amendments to revise Chapter 8—Hazards, Safety, and Noise of the General Plan to include by reference the City's FEMA-adopted Local Hazard Mitigation Plan and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.

2) Resolution adopting the proposed amendments to update Chapter 2—Historic Preservation, Arts & Culture of the General Plan to include an updated Archeological Sensitivity and Paleontological Map and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.

3) Introduce for publication an ordinance revising Section 24.16.262 - Local Coastal Plan Consistency of the City of Santa Cruz Municipal Code (SCMC) to clarify language related to the intersection of State Density Bonus Law and the California Coastal Act of 1976.

4) Resolution adopting Section 24.16.262 - Local Coastal Plan Consistency as an implementing regulation into the Local Coastal Program and authorizing and directing the City Manager to submit the amendment as an amendment to the implementation regulations of the Local Coastal Program to the California Coastal Commission.

General Business

28. Downtown Library Project (CN)

Motion to put on hold the decision to proceed with a Downtown Library Project and to convene a Council subcommittee composed of Councilmembers Cummings, Meyers, and Brown to investigate alternatives, in collaboration with Library staff and the interested community, and return with a recommendation no later than October 2019.

Council Meeting Calendar

29. The City Council will review the meeting calendar attached to the agenda and revise it as necessary.

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

City Council

7:00 PM

Call to Order

Roll Call

Oral Communications

7:30 PM

Public Hearing

1. User Charges for Wastewater Services - Proposed Five-year Increase (PW)

Resolution revising wastewater user charges and rescinding Resolution No. NS-28,756.

Adjournment

INFORMATION ITEMS PREVIOUSLY DISTRIBUTED TO CITY COUNCILMEMBERS

ADDENDUM TO CITY COUNCIL AGENDA - MAY 14, 2019

1. Finance Department: Portfolio Management Report - Pooled Cash and Investments as of March 31, 2019 - 4/22/19 (FNFYI 312)
2. Library: Santa Cruz Public Library - 3rd Quarter 2019 - Incident Log Report - 4/16/19 (LBFYI 005)
3. Water Department: 2019 Annual Water Supply and Demand Assessment - 4/23/19 (WTFYI 077)

MAYOR'S PROCLAMATIONS

ADDENDUM TO CITY COUNCIL AGENDA - MAY 14, 2019

1. Proclaiming the week of April 29-May 5, 2019 as "International Coaching Week" and urging all citizens to join in this observation by participating in this organization's events.
2. Proclaiming May 4, 2019 as "Wildlife Community Preparedness Day" and encouraging all residents to recognize the importance of wildfire prevention efforts and work together to enhance our resilience and readiness.
3. Proclaiming the week of May 5-11, 2019 as "Municipal Clerks Week" in recognition of the exemplary dedication to public service and extending appreciation to our City Clerk Bonnie Bush, Deputy City Clerk Julia Wood, and the amazing staff of the City of Santa Cruz City Clerk's Office.
4. Proclaiming Thursday, May 2, 2019 as "Ken Deeg Retirement Day" and encouraging all of his coworkers and citizens to join in expressing heartfelt appreciation for his twenty-six and one-half years of dedicated and exemplary service and numerous contributions to the Santa Cruz Police Department and the City of Santa Cruz and wishing him well in his retirement.

MAYOR'S PROCLAMATIONS (continued)

5. Proclaiming Friday, May 17, 2019 as "Michael Harms Retirement Day" and encouraging all of his coworkers and citizens to join in expressing heartfelt appreciation for his twenty-two years of dedicated and exemplary service and numerous contributions to the Santa Cruz Police Department and the City of Santa Cruz and wishing him well in his retirement.
6. Proclaiming May 9, 2019 as "Chancellor George R. Blumenthal Day" and encouraging all citizens to join in expressing heartfelt gratitude for his many years of service and congratulating him upon his retirement on June 30, 2019.
7. Proclaiming May 10, 2019 as "Pat McCormick Day" and inviting all citizens to join in expressing heartfelt appreciation for his vision, leadership, and commitment to public service and wishing him well in his retirement.

Advisory Body Appointments

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

Commission for the Prevention of Violence Against Women	One (1) opening
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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.



ARTS &



ECONOMIC PROSPERITY^{IV}

Santa Cruz County

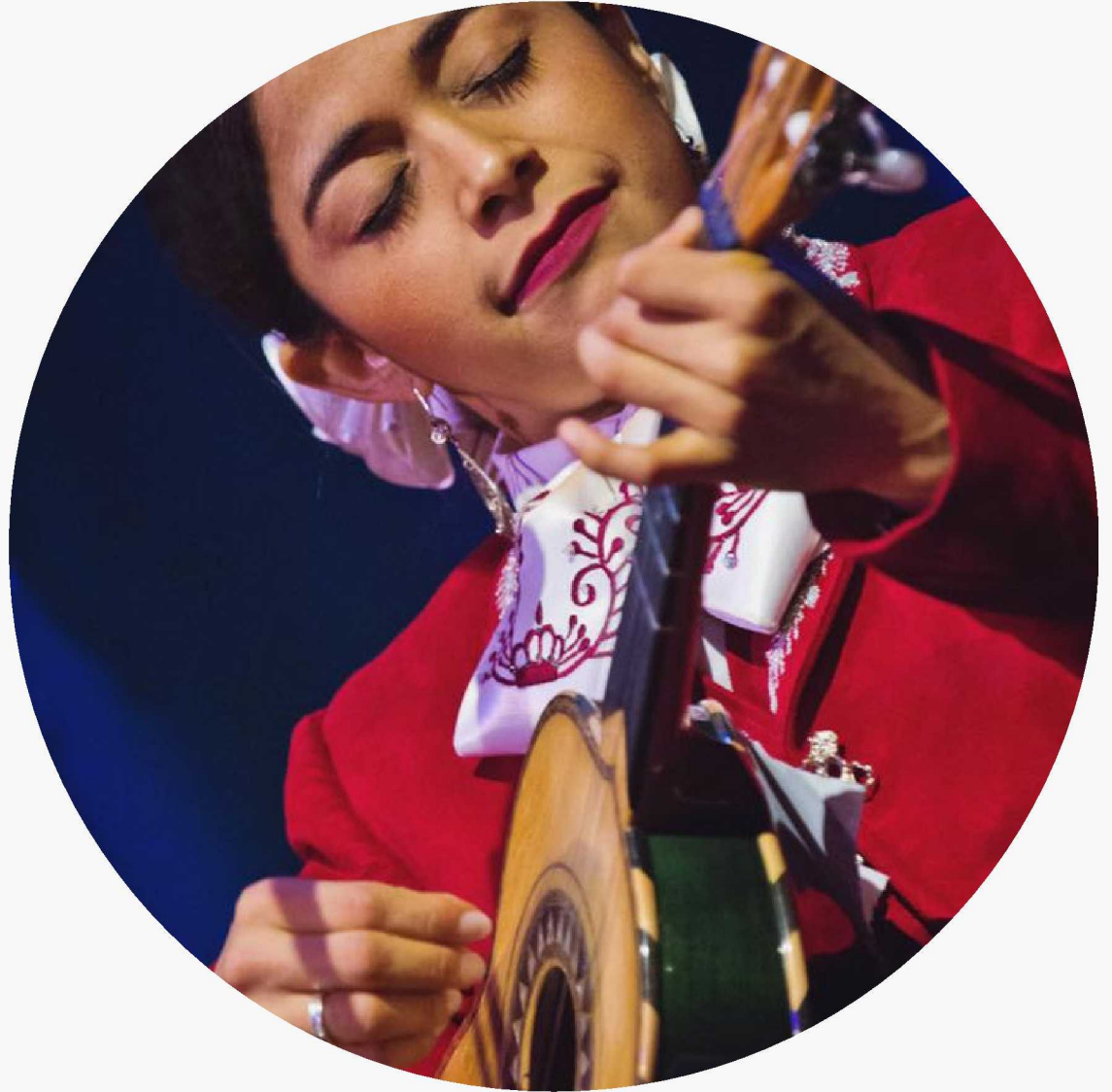
1.2

ECONOMIC IMPACT OF NONPROFIT ARTS & CULTURE INDUSTRY



**ORGANIZATIONS
& AUDIENCES
SPENT
\$38.4 MILLION**

1.3



877
JOBS (FTE)





1.5

GOALS

Build constituencies for
the river

Elevate water literacy
Inspire economic activity

Strengthen cross-sector
relationships

Beautify public spaces
with awesome art!



2018

Soquel Bridge Installation

First Friday & Firedancing

Parade

Celebration at the Tannery

2019

Jayson Fann Public Art Installations

Wes Modes River Stories

Shay Church Radius Gallery

River Neighbors

First Friday River Arts

Bubbles/Ping Pong

JAYSON FANN: PUBLIC ART

1.8





TANNERY ART STUDIOS

NO
SKATEBOARDING
ALLOWED

1.9

WES MODES: RIVER STORIES

1.10





SHAY CHURCH RADIUS GALLERY

1.12





**MOLLY KATZMAN
&
TANNERY WORLD
DANCE**

1.14



FIRST FRIDAY AT THE TANNERY

1.15





1.16

BANDA, TACOS, SENDEROS, FACE PAINTING

EBB & FLOW

RIVER ARTS FESTIVAL

JUNE 7, 2019



1.17

SPONSORS

California Arts Council
City of Santa Cruz
Santa Cruz City Arts
Bay Federal Credit Union
Good Times Santa Cruz County
KAZU
New Leaf Market
Palace Arts
Santa Cruz Mountain Brewery
Swenson Builders

PARTNERS

Coastal Watershed Council
Santa Cruz City Arts
Santa Cruz City
Tannery Arts Center
Radius Gallery
Tannery World Dance & Cultural
Center
Jon Stewart Company
ArtSpace



EVERY KID & FAMILY

1.18





1.19 **EVERY SQUARE
INCH OF HABITAT**





1.20

EVERY DROP OF WATER

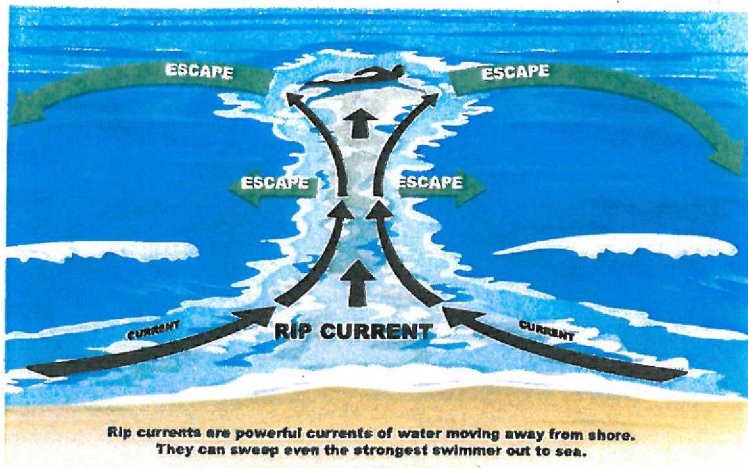




SEE YOU JUNE 7, 2019!

RIP CURRENTS

Break the Grip of the Rip!



IF CAUGHT IN A RIP CURRENT
Si lo Atrapa la Resaca

DON'T FIGHT THE CURRENT
No Luche Contra la Corriente

SWIM OUT OF THE CURRENT, THEN TO SHORE
Nade Fuera de la Corriente y Luego Hacia la Orilla

IF IN DOUBT, DON'T GO OUT!!
Si Esta en Duda, No Se Meta al Agua!!

HAVE A SAFE AND ENJOYABLE VISIT ON OUR BEAUTIFUL BEACHES
Tenga una visita segura y agradable en nuestras hermosas playas!

OCEAN SAFETY TIPS (Consejos de Seguridad Acuatica)

- 1. BE SAFE, BE SEEN... BY A LIFEGUARD**
Permanezca Seguro, Permanezca Cerca... De un Salvavidas
- 2. SWIM NEAR A LIFEGUARD**
Nadar Cerca de un Salvavidas
- 3. CHECK WITH THE LIFEGUARDS BEFORE ENTERING THE WATER**
Chepuea con los Salvavidas ANTES de entrar al Agua

FOR MORE INFORMATION VISIT OUR SPONSORS



www.cslsa.org

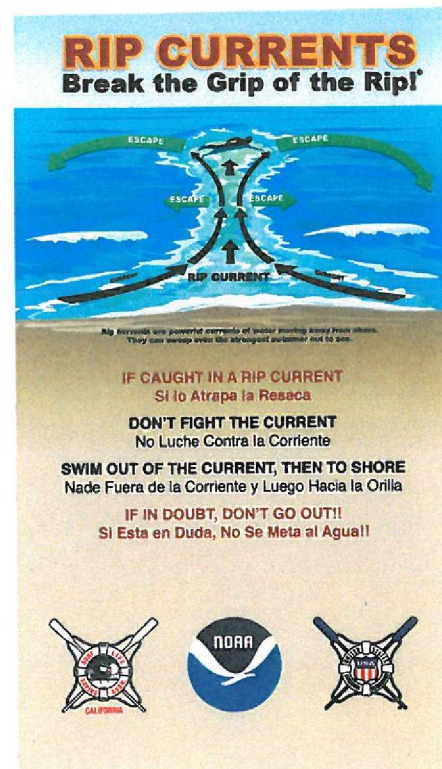


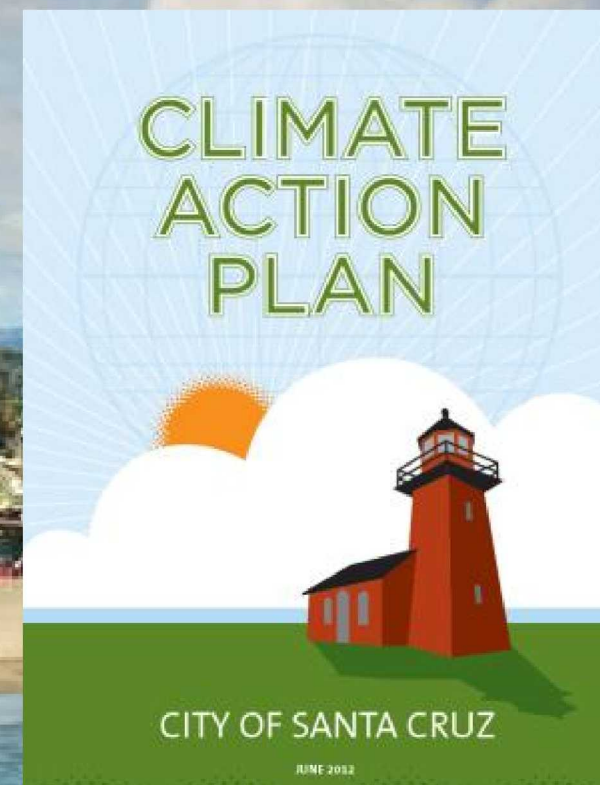
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FOR LOCAL SAFETY INFORMATION, CONTACT THE LOCAL LIFEGUARDS
Para Informacion de seguridad local, contacte a los guardavidas locales

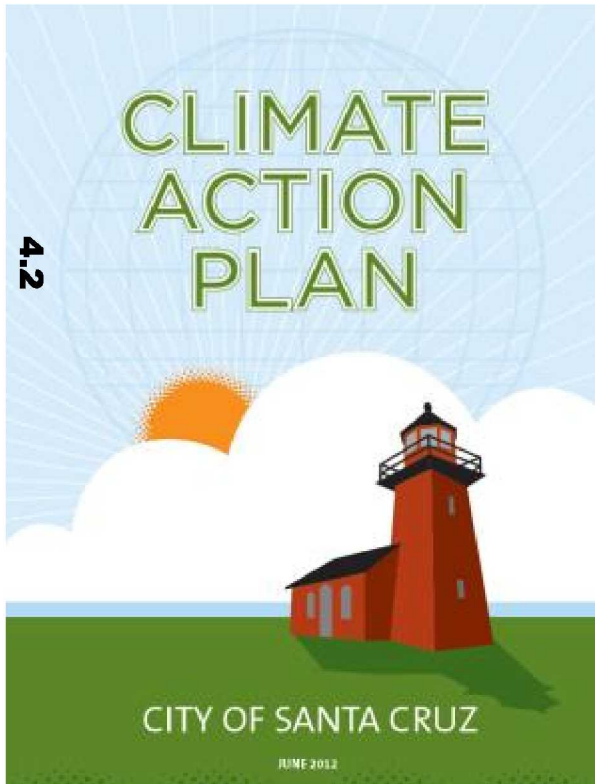




CLIMATE ACTION PLAN PROGRESS UPDATE

CITY COUNCIL
MAY 14, 2019

CLIMATE ACTION PLAN — AT A GLANCE



12
MILESTONES

13 INDICATORS/
TARGETS

254
ACTIONS

KEY CLIMATE ACTION PLAN IMPLEMENTERS

4.3

Department
Heads
(bimonthly meetings)

Employee
Sustainability Team
(monthly meetings)

Community Climate
Action Task Force
(quarterly meeting)

Key Departmental
Staff + Programs
(ongoing)

KEY CLIMATE ACTION PLAN IMPLEMENTERS

4.4

Department
Heads
(bimonthly meetings)

Employee
Sustainability Team
(monthly meetings)

Community Climate
Action Task Force
(quarterly meeting)

Key Departmental
Staff + Programs
(ongoing)

- Keep It Cool energy conservation campaign ambassadors
- Anti-idling campaign
- Climate Adaptation Plan update focus group and outreach activity testing
- Green lease/rentals working group
- Scoping of Climate and Energy Action Plan 2030

KEY CLIMATE ACTION PLAN IMPLEMENTERS

4.5

Department
Heads
(bimonthly meetings)

Employee
Sustainability Team
(monthly meetings)

Community Climate
Action Task Force
(quarterly meeting)

Key Departmental
Staff + Programs
(ongoing)

- \$63k awarded from Carbon Fund for carbon reducing projects
- Promoted energy conservation during Clean Air Day/Anti-Idling campaign
- Completed evaluation of CIP projects implementing Climate Action/Adaptation Plans
- Provided key feedback on climate adaptation outreach work
- Climate and Energy Action Plan Scoping
- Field trip to County Energy Storage Facility
- Use of climate lens mapping

KEY CLIMATE ACTION PLAN IMPLEMENTERS

4.6

Department
Heads
(bimonthly meetings)

Employee
Sustainability Team
(monthly meetings)

Community Climate
Action Task Force
(quarterly meeting)

Key Departmental
Staff + Programs
(ongoing)

- PW Facility + Fleet Operations
- PW Energy Projects Coordinator
- PW Transportation Planning Team
- PW Stormwater staff
- PW Resource Recovery staff
- PW Green Business Program
- Parks + Recreation
- PL Advanced Planning
- PL Green Building Program
- Information Technology

12 CLIMATE ACTION MILESTONES — AT A GLANCE

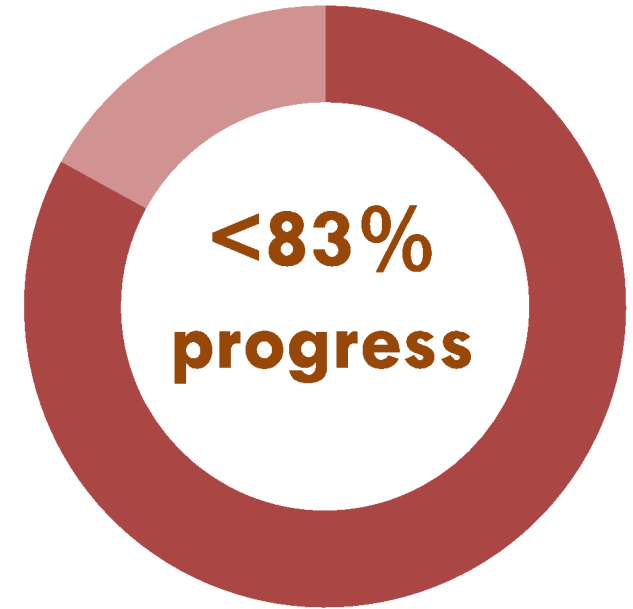
number of milestone indicator targets **achieved** = 3



number of milestones indicator targets **on track** to be achieved by 2020 = 5



number of milestones indicator targets **NOT on track** to be achieved by 2020 = 5



**254
actions!**

- 30% of actions have been completed already
- 16% of actions are ongoing
- 18% of actions are in progress

REDUCE ENERGY USE IN MUNICIPAL BUILDINGS 400%



4.8

Department	2018 kWh	2018 Therms	total costs	% of costs by dept
Economic Development	15,502	830	\$ 5,369	0.2%
Fire	107,459	4,561	\$ 29,640	1.0%
Interdepartmental	159,128	5,908	\$ 23,919	0.8%
Library	572,105	14,696	\$ 124,796	4.4%
Lights	1,205,726	0	\$ 251,711	8.8%
Parks & Recs	1,019,121	43,421	\$ 298,732	10.5%
Police	131,216	13,421	\$ 21,109	0.7%
Public Works	1,039,034	20,697	\$ 276,518	9.7%
Wastewater Collection	169,426	315,144	\$ 185,917	6.5%
Wastewater Treatment	3,782,083	6,791	\$ 653,046	22.9%
Water	5,073,503	9,800	\$ 978,835	34.3%
Totals	13,274,302	435,268		
	\$ 2,583,430	\$ 266,162	\$ 2,849,592	

-7%

EC loan projects

CEC grant project

OBF projects

2020

TARGET

10,000 2019 MMBtu

10,000

2005

2008

2010

2015

2017

2019

2020



1

REDUCE ENERGY USE IN MUNICIPAL BUILDINGS 40%

*Monterey Bay Air
Resources District*

2019 CLEAN AIR LEADERS AWARD



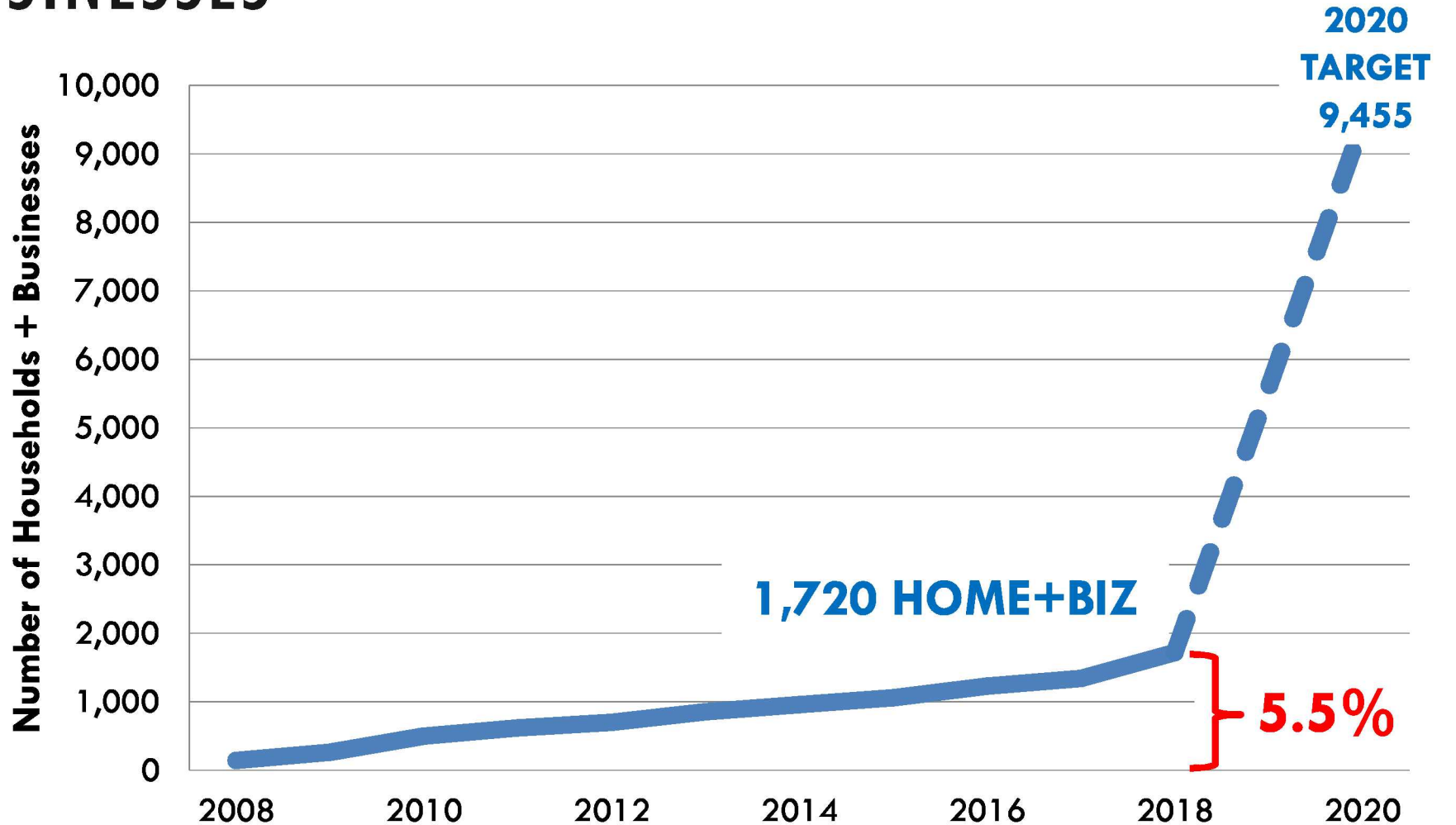
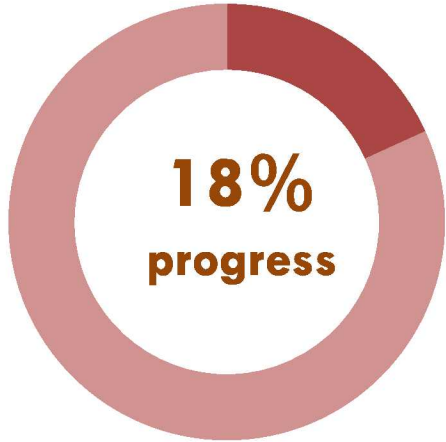
**BEACON
PROGRAM**

2019 FULL
BEACON
AWARD

2

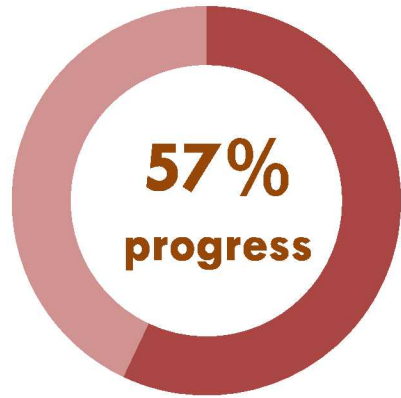
EXPAND ENERGY EFFICIENCY PROGRAMS TO 30% OF HOMES + BUSINESSES

4.10



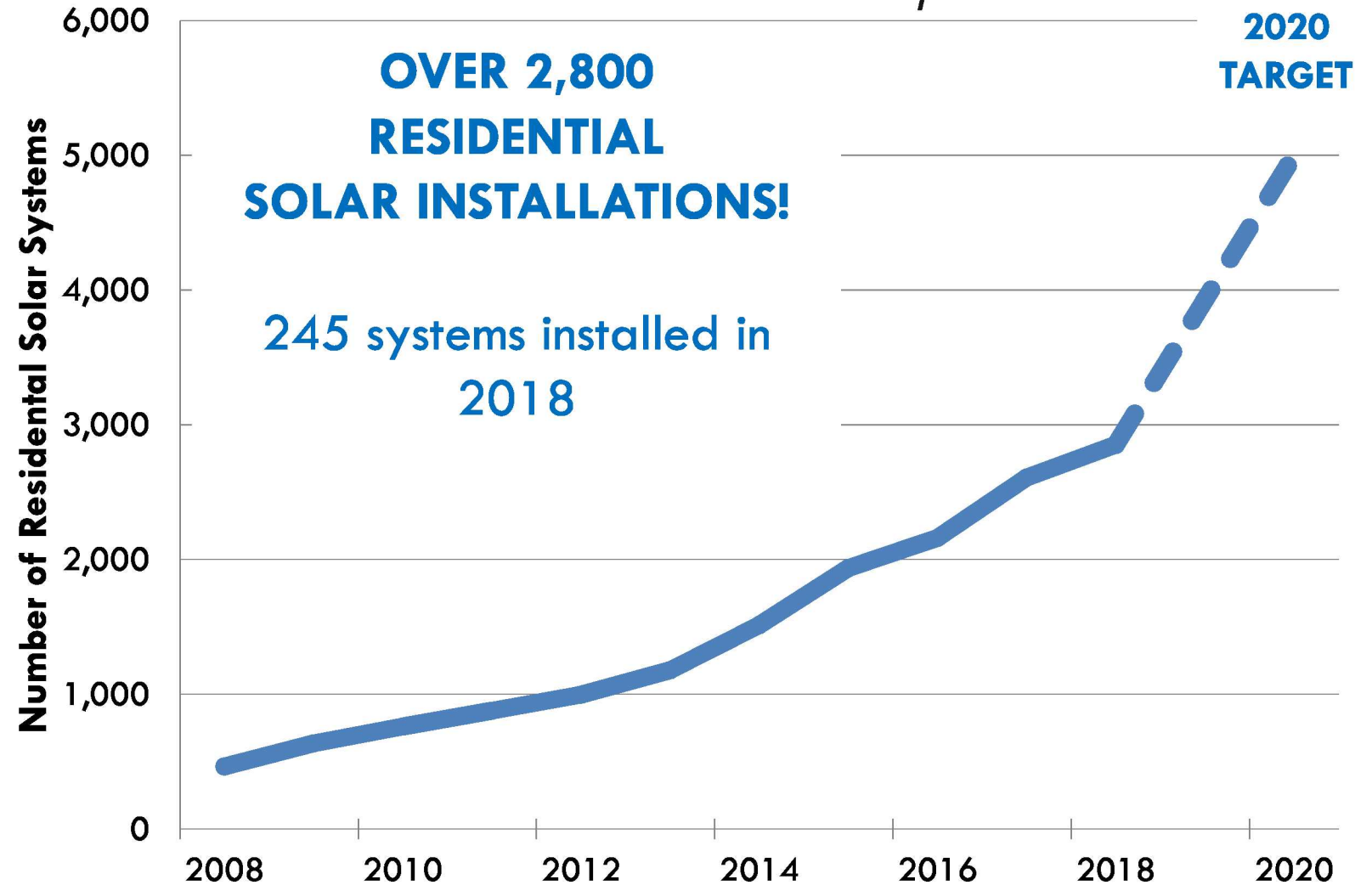
3

INCREASE SOLAR TO 5,000 RESIDENTS, 500 BUSINESSES + SUPPLY 33% OF MUNICIPAL BUILDING LOAD W/ RENEWABLES



4.11

INDICATOR 1 OF 3



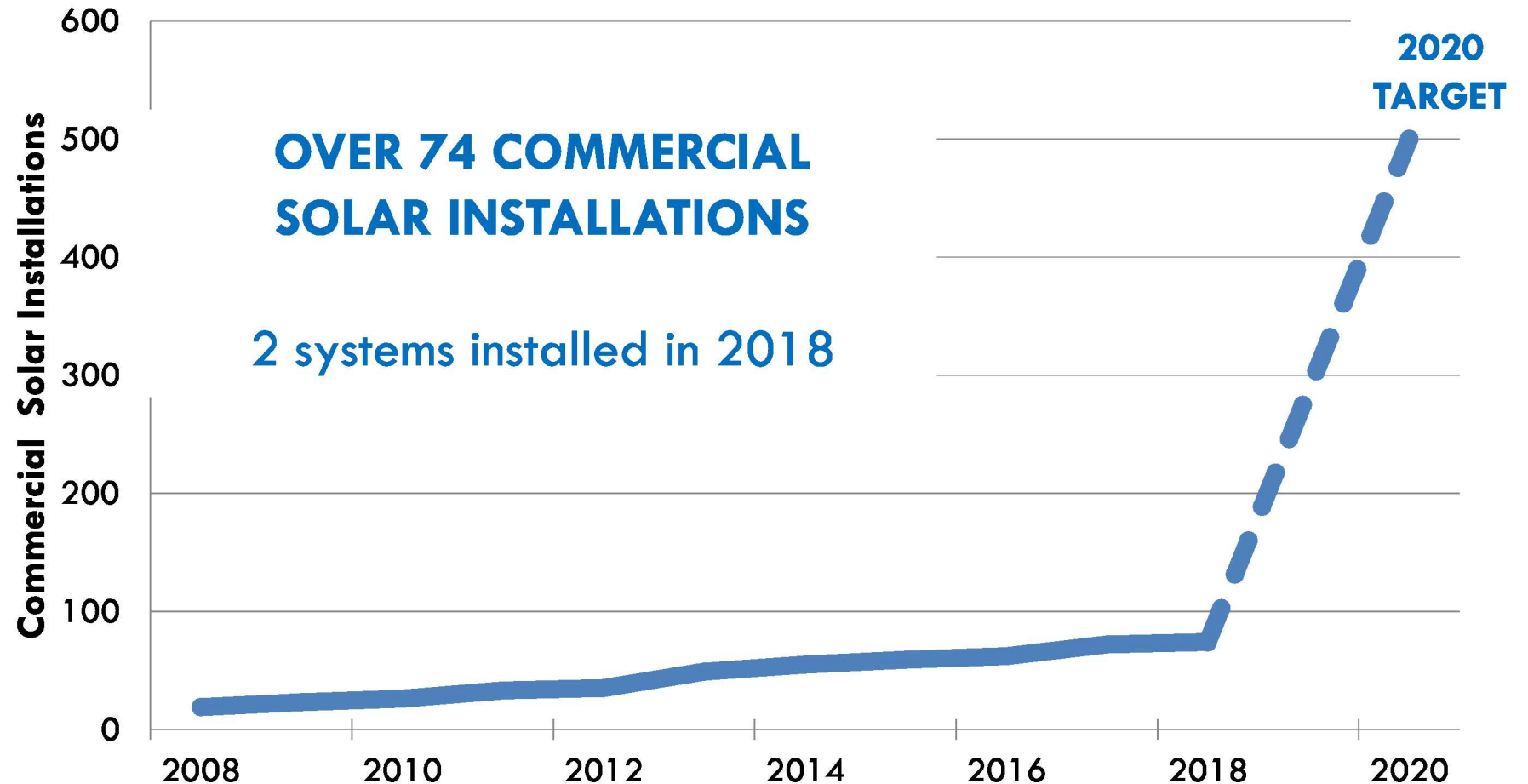
3

INCREASE SOLAR TO 5,000 RESIDENTS, 500 BUSINESSES + SUPPLY 33% OF MUNICIPAL BUILDING LOAD W/ RENEWABLES

4.12



INDICATOR 2 OF 3

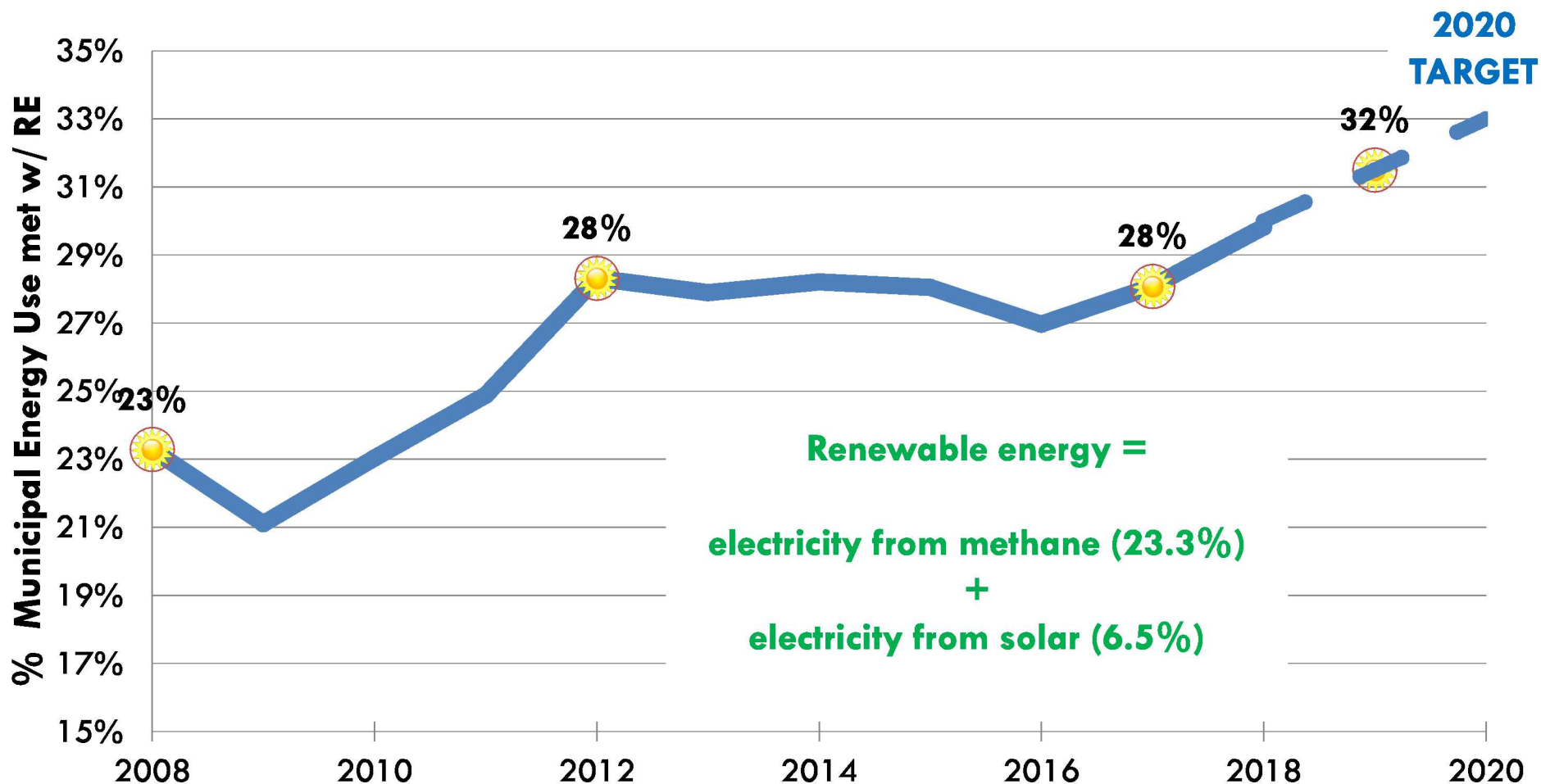
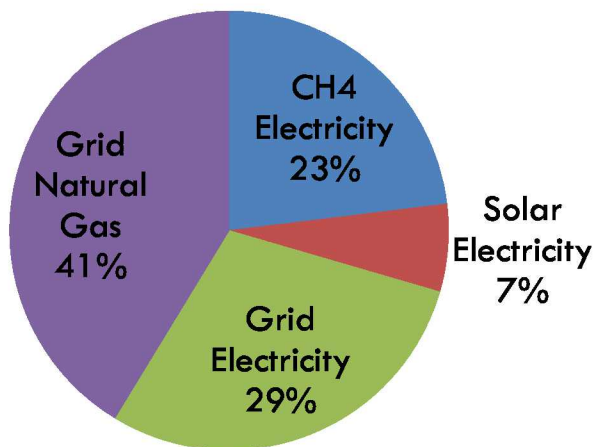


3

INCREASE SOLAR TO 5,000 RESIDENTS, 500 BUSINESSES + SUPPLY 33% OF MUNICIPAL BUILDING LOAD W/ RENEWABLES



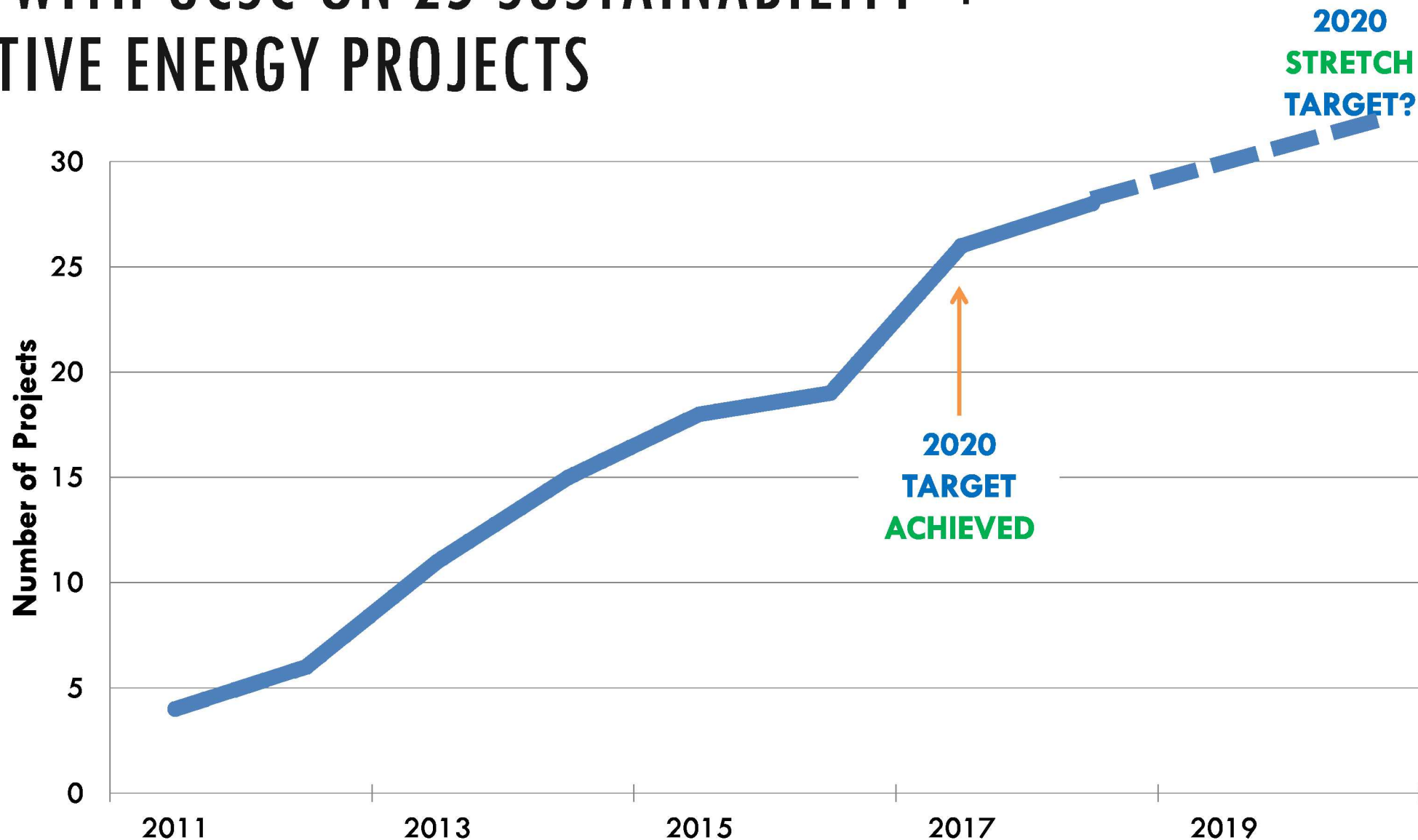
INDICATOR 3 OF 3



4

PARTNER WITH UCSC ON 25 SUSTAINABILITY + ALTERNATIVE ENERGY PROJECTS

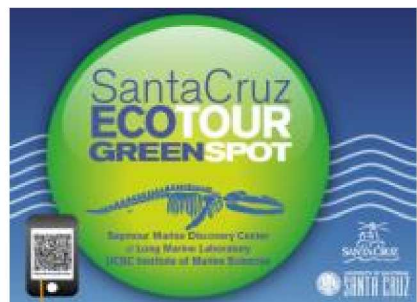
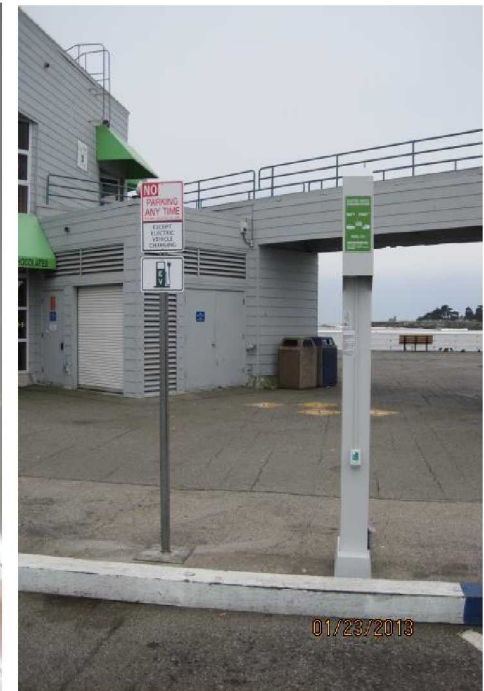
4.14



4

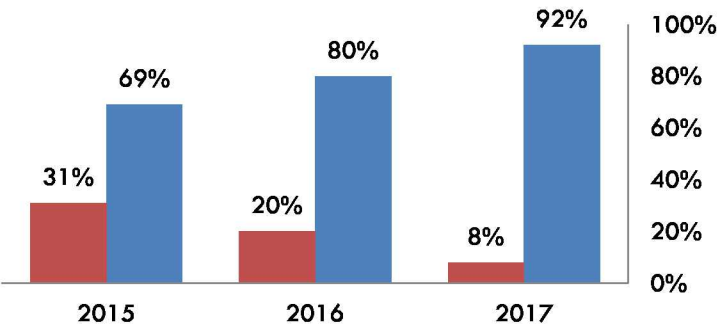
PARTNER WITH UCSC ON 25 SUSTAINABILITY + ALTERNATIVE ENERGY PROJECTS

4.15



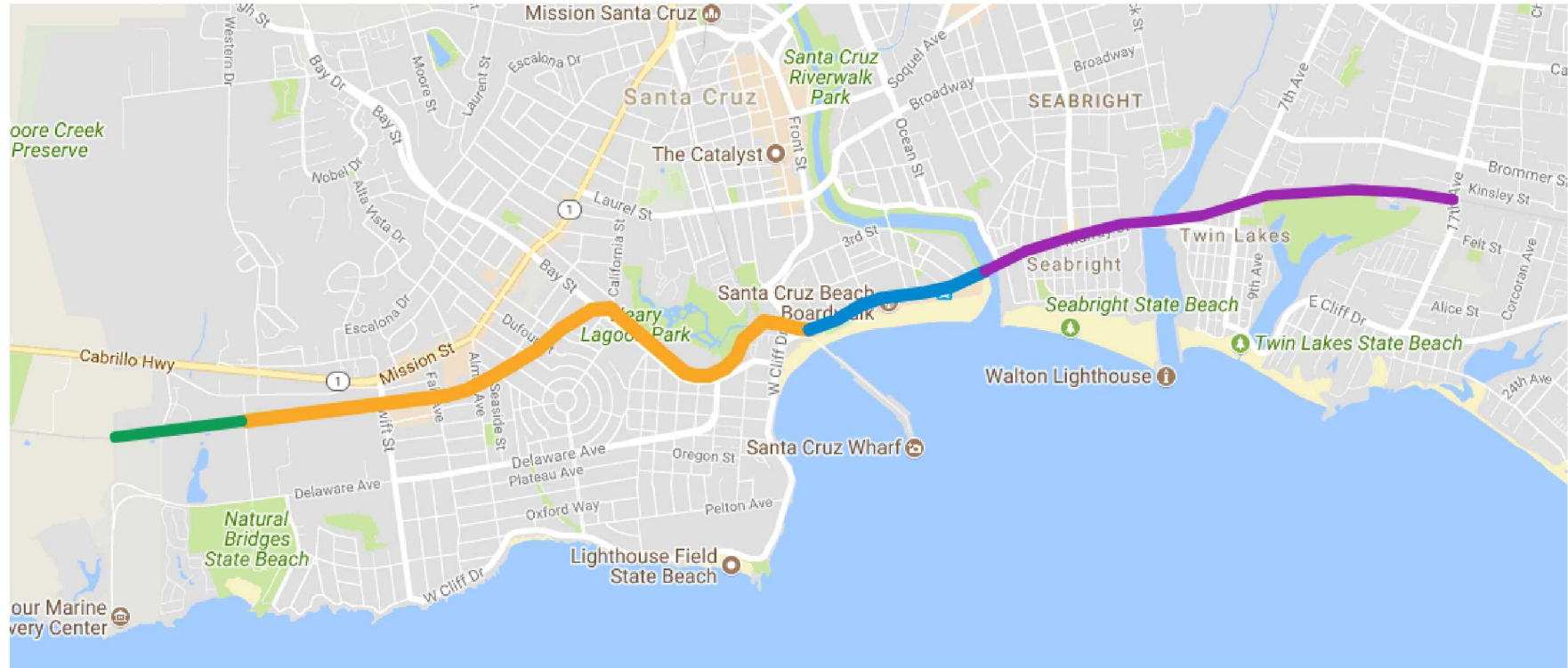
ENSURE RAIL CORRIDOR SUPPORTS BIKE + PEDESTRIAN USE AND SUPPORT ESTABLISHMENT OF FUTURE RAIL

4.16



■ % of overall Rail Trail in City limits funded or partially funded
■ unfunded

Note: No Change since 2017



Trail segment 6

Trail segment 7

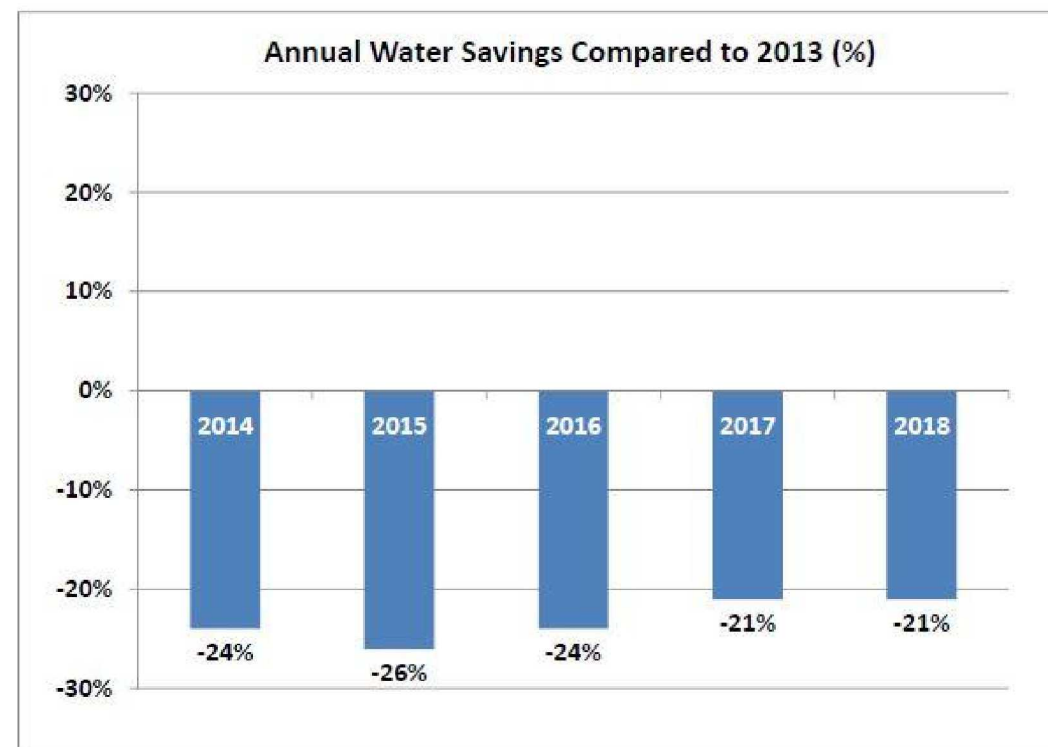
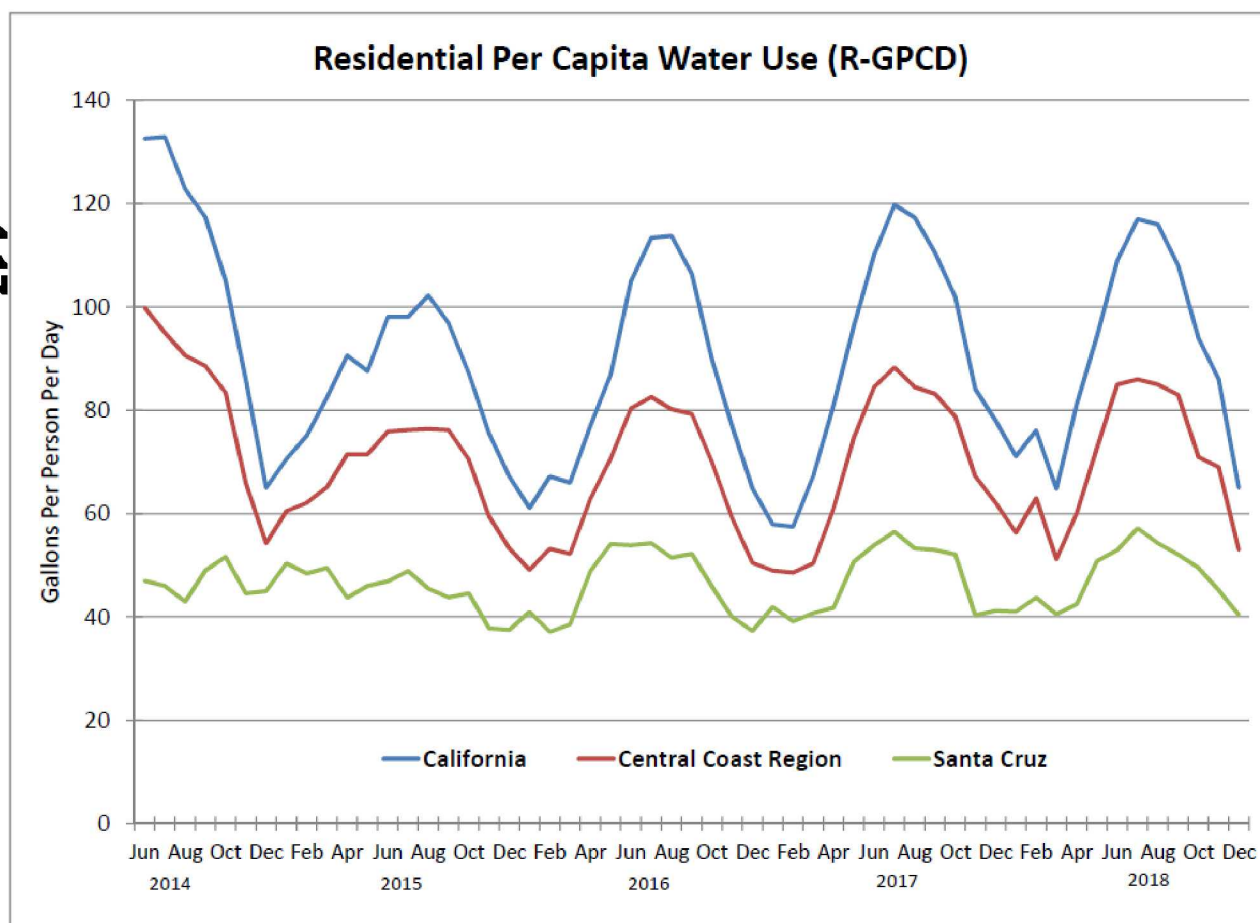
Trail segment 8

Trail segment 9

MAXIMIZE WATER CONSERVATION EFFORTS TO ACHIEVE THE GOALS RECOMMENDED BY WSAC



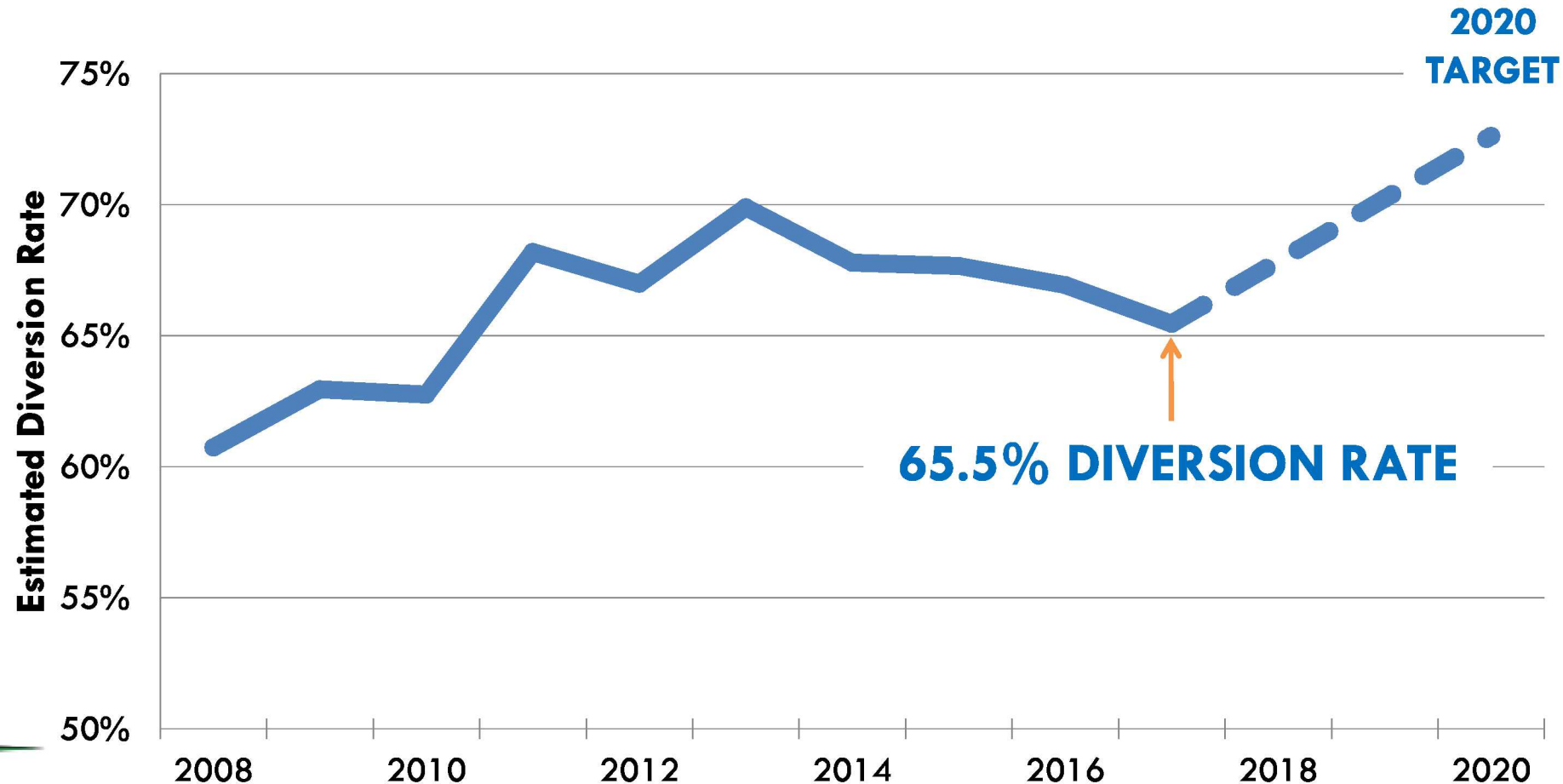
4.17



7

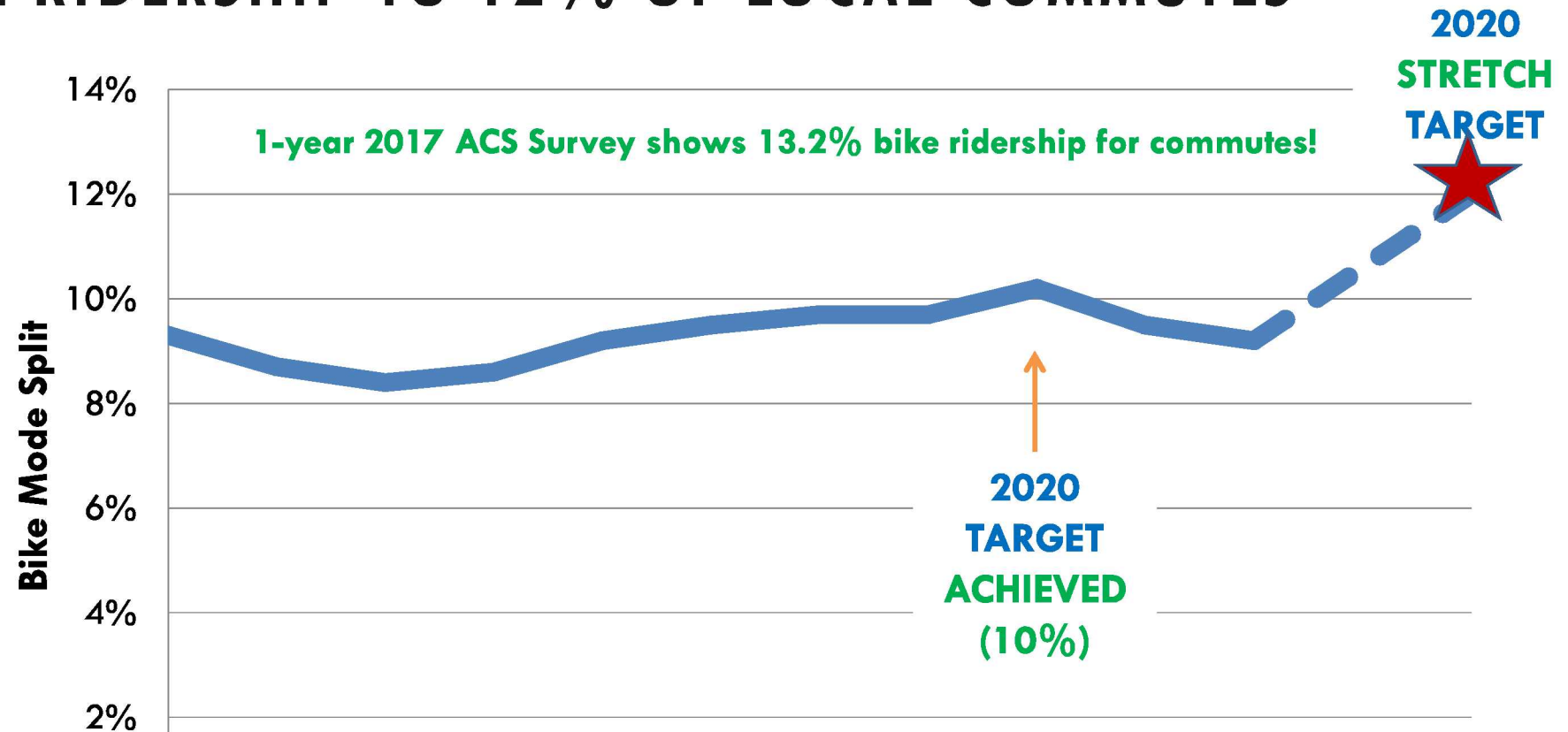
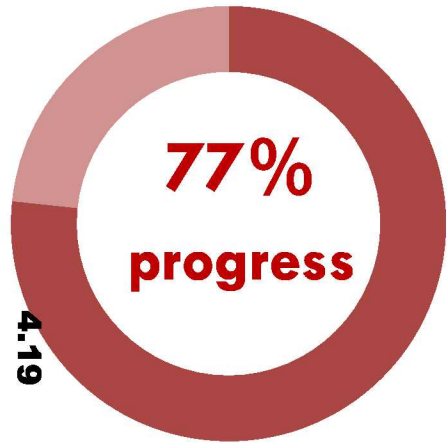
ACHIEVE 75% TOTAL WASTE DIVERSION + MAXIMIZE ORGANIC WASTE DIVERSION

4.18



8

INCREASE BIKE RIDERSHIP TO 12% OF LOCAL COMMUTES



9

SWITCH 20% OF CARS TO LOW CARBON FUELS



STREET VEHICLES (271 total)

- 7 All electric leased Nissan Leaf pool vehicles
- 20 Hybrids / Prius
- 11 Compressed Natural Gas Vehicles (soon to be 9 + 2 EV shuttles)
- 1 Zero Electric Motorcycle

REFUSE TRUCKS

- 41 Renewable Diesel
- 6 Hybrid refuse trucks (several out of service)

MISCELLANEOUS

- 12 Forklifts w/ LPG or Natural Gas
- 32 Electric maintenance vehicles, sweeper

FUTURE UNDER EXPLORATION

- Hybrid or Electric van and carpools for employees
- Electric Refuse trucks

2020
TARGET =
15,084

RIDS

2013

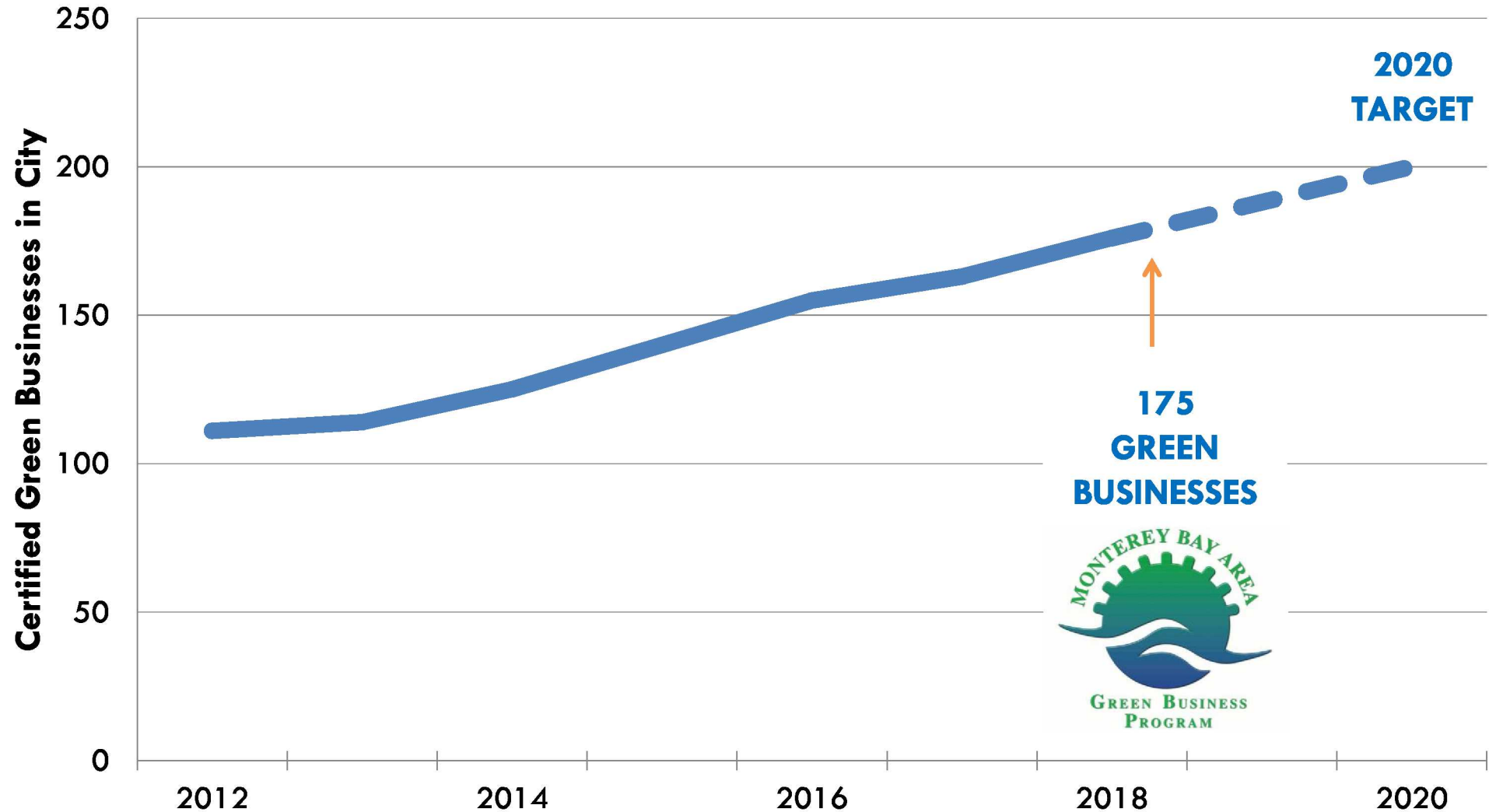
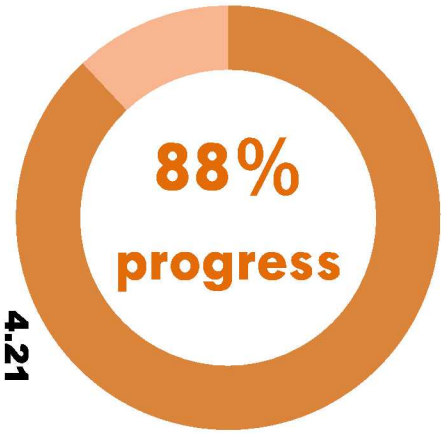
2015

2017

2019

10

RETAIN 200 CERTIFIED GREEN BUSINESSES WITHIN CITY



11

MAINTAIN + INCREASE URBAN TREE CANOPY BY 10%

1ST TIME
REPORTED!

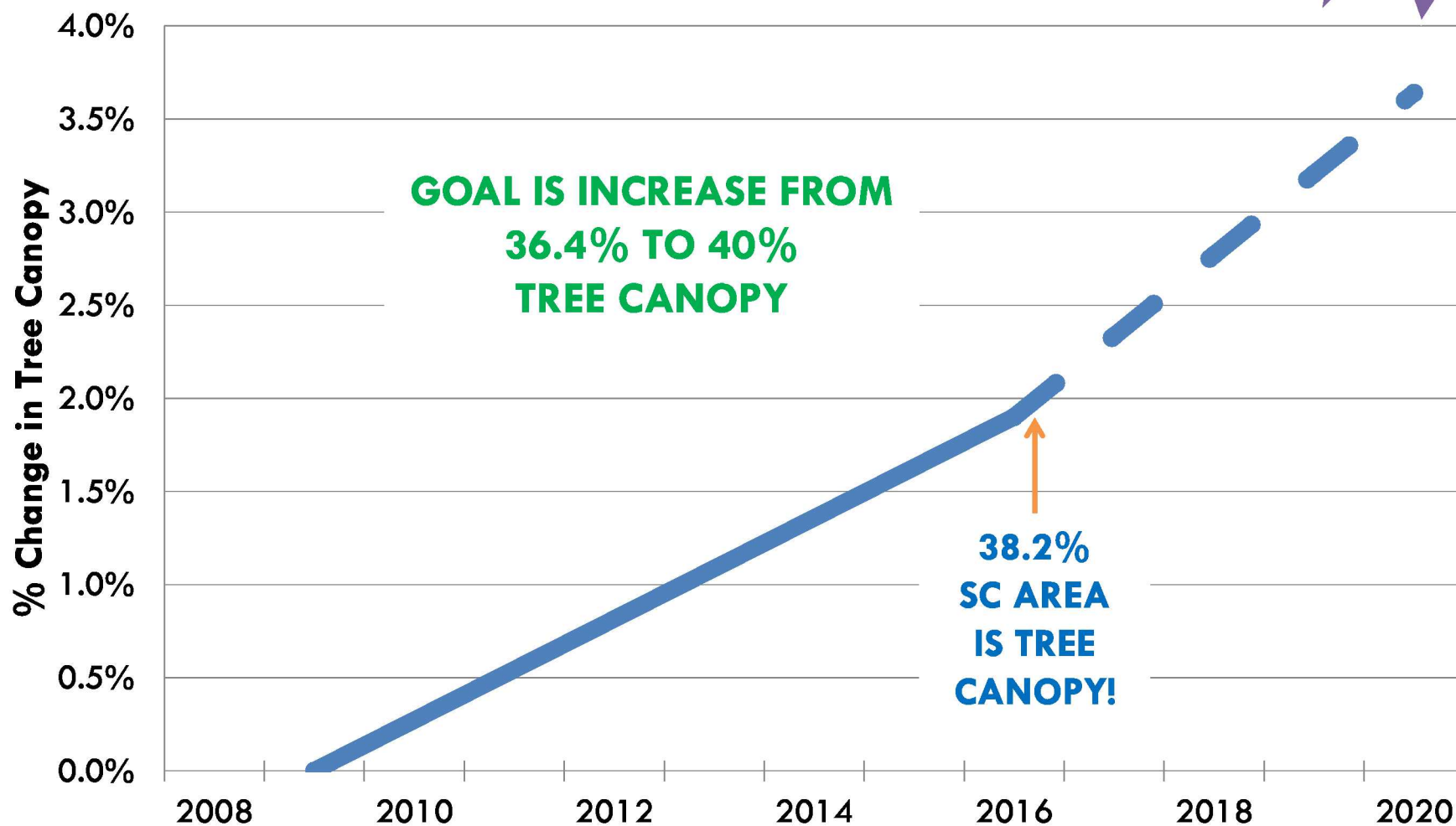
4.22



500 trees from CalFIRE grant (300+ planted)

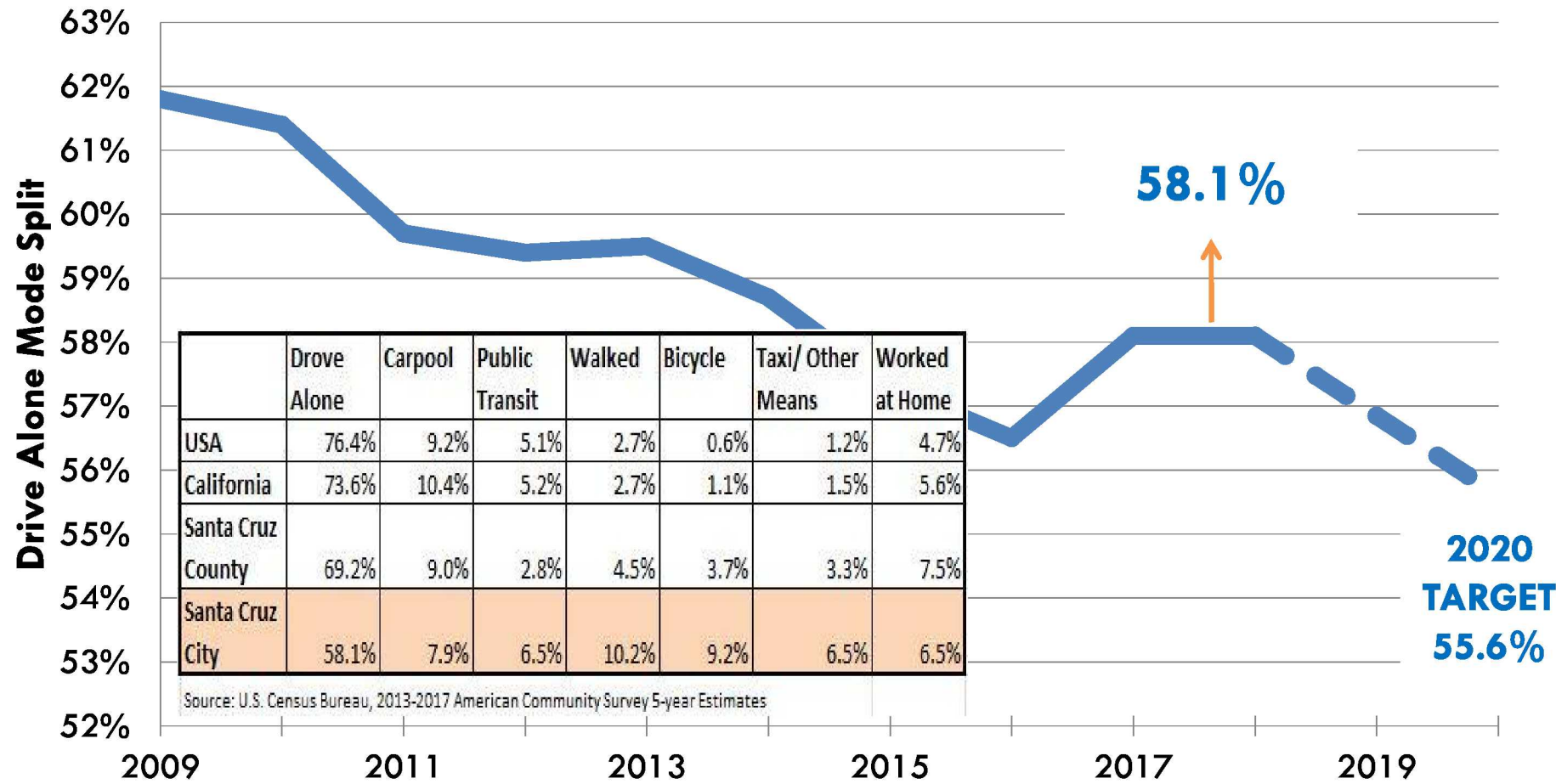
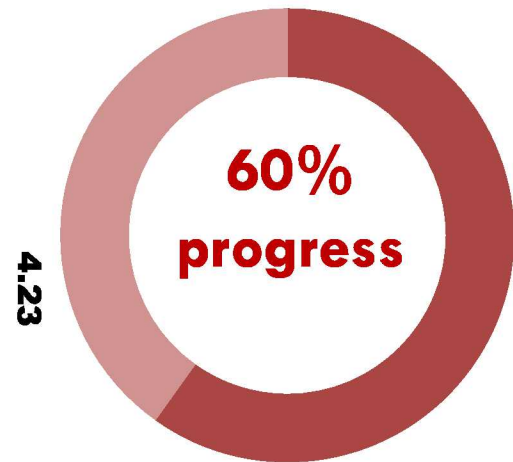


GIS based inventory to start later in 2018



12

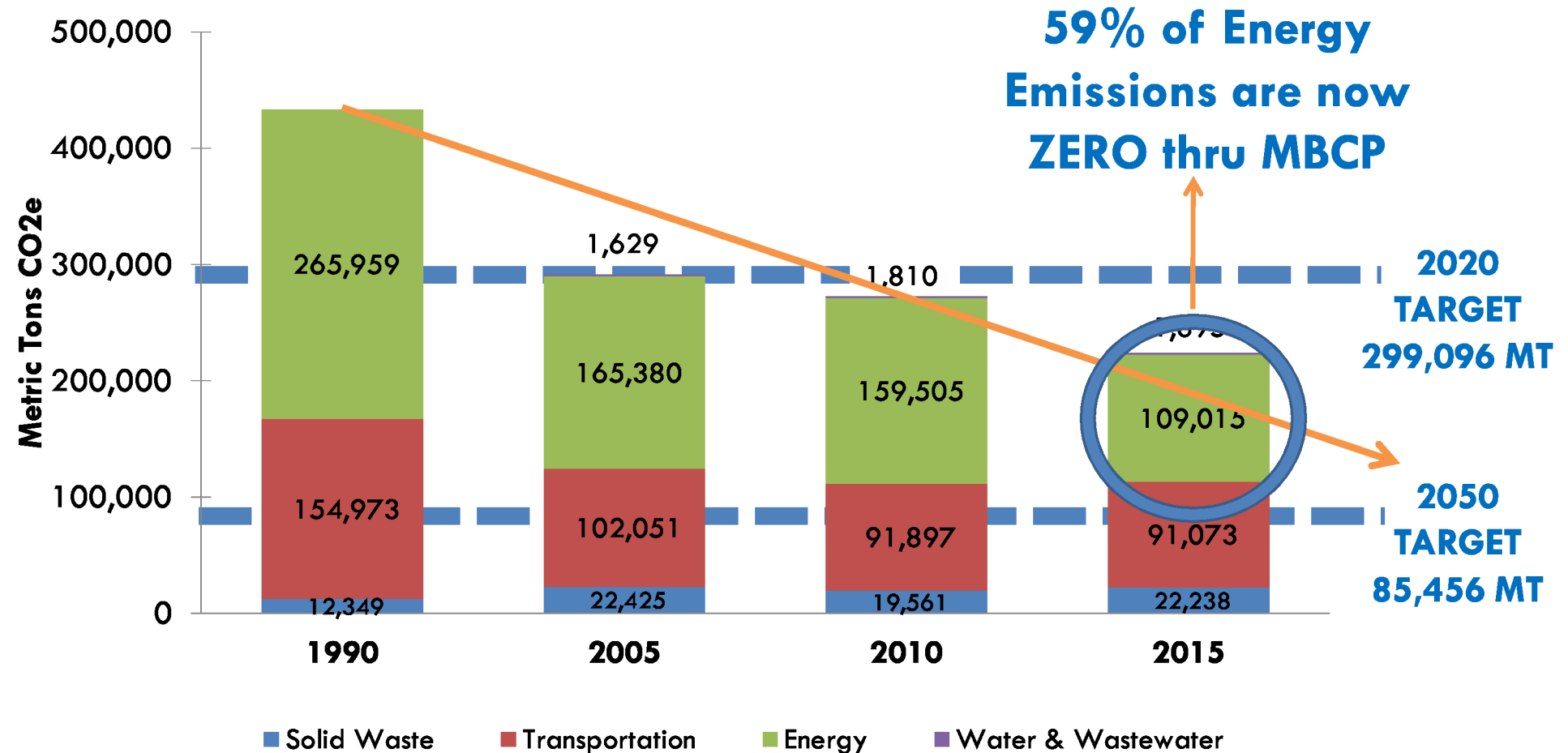
REDUCE SINGLE OCCUPANCY VEHICLE COMMUTES 10%



COMMUNITY GREENHOUSE GAS EMISSIONS GOALS

Reduce community-wide greenhouse gas emissions 30% by 2020 and 80% by 2050 (compared to 1990 levels).

4.24



THANK YOU + QUESTIONS?



Like us on Facebook!

<https://www.facebook.com/SantaCruzClimateAction/>



SANTA CRUZ
PUBLIC LIBRARIES

ANZPARKS
URECREATION

PLAY IT forward SANTA CRUZ



Free Entry

*Beer & Wine
Garden*

Live Music

**-Sunday-
May 19, 2019**

12:00-4:00pm

**Louden Nelson
Community Center
301 Center St.
Santa Cruz, CA**

All Ages

Food Trucks

Playshops

**Experience how play can transform lives and strengthen
communities at this one of a kind playshop festival!**

Free Bike Valet



**Schedule & Info at
Santacruzpl.org/playitforward/**

Scan me



MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL

City of Santa Cruz
809 Center Street
Santa Cruz, California 95060

MINUTES OF A CITY COUNCIL MEETING

April 23, 2019

10:00 a.m.

Mayor Watkins opened the City Council Closed Litigation Session at 10:00 a.m. in a public meeting in the Council Chambers, for the purpose of announcing the agenda, and receiving public testimony.

Roll Call

Present: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.

Absent: None.

Staff: City Manager M. Bernal, City Attorney T. Condotti, Director of Human Resources L. Murphy, Director of Public Works M. Dettle, Deputy City Clerk Administrator J. Wood, City Clerk Administrator B. Bush.

Public Comment

Mayor Watkins opened the public comment period at 10:02 a.m.

MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to extend the time for Robert Norse to speak for three minutes.

ACTION: The motion passed with the following vote:

AYES: Councilmembers Krohn, Glover, Meyers, Brown.
NOES: Councilmember Mathews; Vice Mayor Cummings; Mayor Watkins.
ABSENT: None.
DISQUALIFIED: None.

Robert Norse spoke regarding Agenda Item C.

Bernie Escalante spoke regarding Agenda Item B.

Carter Jones spoke regarding Agenda item B.

Mayor Watkins closed the public comment period at 10:11 a.m.

Closed Session (continued)

At this time, the Council moved to the Courtyard Conference Room. (See pages 4597-4598 for a report on Closed Session.)

City of Santa Cruz
809 Center Street
Santa Cruz, California 95060

MINUTES OF A CITY COUNCIL MEETING
April 23, 2019

11:30 a.m.

Call to Order - Mayor Watkins called the meeting to order at 11:36 a.m. in the Council Chambers.

Roll Call

Present: Councilmembers Krohn (left at 8:26 p.m.), Glover (left at 8:34 p.m.), Meyers, Brown, Mathews; Vice Mayor Cummings (arrived at 11:36 a.m. after roll call); Mayor Watkins.

Absent: None.

Staff: City Manager M. Bernal, City Attorney T. Condotti, Assistant City Manager T. Shull, Assistant to the City Manager S. O'Hara, Director of Economic Development B. Lipscomb, Business Liaison R. Unitt, City Arts Manager B. Toby, Principal Management Analyst T. Lake, Parks Planner N. Downing, Regional Manager of Libraries H. Nordquist, Assistant Director of Planning A. Khoury, Superintendent of Parks T. Beck, Director of Planning and Community Development L. Butler, Principal Management Analyst S. DeLeon, Chief of Fire J. Hajduk, Chief of Police A. Mills, Principal Planner S. Fleming, Senior Planner K. Donovan, Director of Finance M. Pimentel, Director of Public Works M. Dettle, Deputy City Clerk Administrator J. Wood, City Clerk Administrator B. Bush.

Pledge of Allegiance

Introduction of New Employees - Regional Manager of Libraries H. Nordquist introduced Julia Bernal, Library Assistant II; Director of Public Works M. Dettle introduced Chris Jimenez, Solid Waste Worker; and Brian Borguno, Parking Program Manager.

Presentations

1. METRO State of the Union

Santa Cruz Metro's CEO Alex Clifford gave an oral presentation with information regarding the Metro and responded to Councilmember questions.

Presentations (continued)

2. Master Recycling Program

Leslie O'Malley, Waste Reduction Assistant, presented certificates along with Mayor Watkins and Vice Mayor Cummings, to ten community members from the inaugural Master Recycler Volunteer class of 2018.

Presiding Officer's Announcements

Statements of Disqualification - None.

Additions and Deletions - None.

Oral Communications Announcement - The Mayor provided a brief announcement about Oral Communications.

City Attorney Report on Closed Session

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

- 1) Claimant: Joyce Fehn
- 2) Claimant: Sander Middour
- 3) Claimant: Sunset Farms, Inc. and M. Rodoni & Company
- 4) Claimant: Moss Caleb Caballero

Claims against the City of Santa Cruz

Council received a status report, took up under Agenda Item 7, and took no reportable action.

B. Conference with Labor Negotiators (Government Code §54957.6)

Mid Managers, OE3
Supervisors, OE3
Fire Management
Fire, IAFF
Police Management
Police Officers Association
Executives

City Negotiator - Lisa Murphy

Council met with the City Negotiator, gave direction, and took no reportable action.

City Attorney Report on Closed Session (continued)

C. Conference with Legal Counsel - Existing Litigation (Government Code §54956.9(d)(1))

Deseire Quintero, et al v. City of Santa Cruz, et al.
(United States District Court, Northern District Case No. 5:19-cv-01898 NC)

Council received a status report and took no reportable action.

D. Conference with Legal Counsel - Anticipated Litigation (Government Code §54956.9(b))

Significant exposure to litigation (1 potential case)

Council received a status report and took no reportable action.

Council Memberships in City Groups and Outside Agencies

3. The Presiding Officer provided councilmembers with the opportunity to update Council on any external Committee meetings that occurred since the last Council meeting.

Councilmember Krohn: UCSC 2020 Long-Range Development Plan Community Advisory Group

Councilmember Meyers: Cowell Working Group, and METRO

Councilmember Brown: Area Agency on Aging (AAA) Advisory Council

Councilmember Mathews: UCSC 2020 Long-Range Development Plan Community Advisory Group, METRO's Capital Committee, Visit Santa Cruz County

Vice Mayor Cummings: Homelessness 2x2 Committee

Mayor Watkins: Santa Cruz City Schools Committee Meeting

City Manager Report - The City Manager did not provide a report.

Consent Agenda

Councilmember Glover pulled Agenda Item 10 for further discussion.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

MOTION: Councilmember Glover moved, seconded by Councilmember Mathews, to approve the remainder of the Consent Agenda.

ACTION: The motion carried unanimously with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: None.
DISQUALIFIED: None.

Councilmember Mathews and Councilmember Krohn commented on Agenda Item 6.

4. Minutes of the April 9, 2019 City Council Meeting (CC)

Motion carried to approve as submitted.

5. Minutes of the April 16, 2019 City Council Special Meeting (CC)

Motion carried to approve as submitted.

6. Letter to US Secretary of Commerce Opposing Weakening of Federal Consistency Rules under the Coastal Zone Management Act (CZMA) (CN)

Motion carried to authorize the Mayor to sign and transmit the attached letter opposing the proposed weakening of provisions that require the federal government to consult with states relative to proposals in federal waters, including offshore oil and gas development.

7. Liability Claims Filed Against City of Santa Cruz (FN)

Motion carried to reject liability claims: a) Joyce Fehn, b) Sander Middour, c) Sunset Farms, Inc. and M. Rodoni & Company, and d) Moss Caleb Caballero, based on staff recommendation.

Consent Agenda (continued)

8. U.S. Army Corps of Engineers Benefit/Cost Analysis for Flood Projects (PW)

Motion carried to support the National Association of Counties (NACo) efforts to urge the U.S. Army Corps of Engineers and White House Office of Management and Budget to use a more holistic approach in determining the benefits of federal investments for protection for areas at risk for flooding, requesting that the League of California Cities consider similar action and directing the Mayor to send letters of support to NaCo, the League of California Cities and the City of Santa Cruz's Congressional delegation.

9. Modifications to the Sanitary Sewer Easement for 708 Water Street (APN 010-031-77) (PW)

Motion carried to adopt Resolution No. NS-29,507 approving the partial abandonment of an existing 20-foot wide Sanitary Sewer Easement and the creation of a new 10-foot wide Sanitary Sewer Easement for 708 Water Street (APN 010-031-77).

10. Landfill East Perimeter Road Extension Project (c401909) - Authorization to Advertise and Award (PW)

Associate Civil Engineer H. Yu and Director of Public Works M. Dettle spoke and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

MOTION: Councilmember Mathews moved, seconded by Councilmember Meyers, to approve the plans and specifications for the Landfill East Perimeter Road Extension Project (c401909) and authorize staff to advertise for bids and the Director to execute change orders within the approved project budget. The City Manager is hereby authorized and directed to execute the contract as authorized by Resolution No. NS-27,563.

ACTION: The motion carried unanimously with the following vote.

AYES:	Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.
NOES:	None.
ABSENT:	None.
DISQUALIFIED:	None.

Consent Agenda (continued)

11. Carbonera Water Tank Access Road Storm Damage Repair - Approval of Plans and Specifications and Authorization to Advertise for Bids and Award Contract (WT)

Motion carried to approve the plans, specifications and contract documents for the Carbonera Water Tank Access Road Storm Damage Repair Project, and authorize staff to advertise for bids and award the contract in a form to be approved by the City Attorney. The City Manager is hereby authorized and directed to execute the contract as authorized by Resolution No. NS-27,563.

12. Vacation of an Unneeded Portion of a Water Pipeline Easement at 58 Pasatiempo Drive (APN 067-252-33) (WT)

Resolution No. NS-29,508 was adopted to summarily vacate an unused portion of a water pipeline easement at 58 Pasatiempo Drive.

End Consent Agenda

General Business

Councilmember Krohn stated for the record that given the community interest in the following item, there would be more public attendance had the discussion taken place in the evening. He feels Council should agendaize similar items at a time when the most number of people could attend the meeting.

13. Gateway Encampment Closure (CN)

Mayor Watkins, Councilmember Meyers, Vice Mayor Cummings, Councilmember Glover, and Councilmember Brown spoke regarding this item.

Councilmember Glover stated for the record he thinks it is inappropriate to schedule such an important issue so far down into the agenda.

City Attorney T. Condotti responded to Councilmember questions.

MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to extend the public comment time to three minutes.

General Business (continued)

13. Gateway Encampment Closure (CN) (continued)

ACTION: The motion failed with the following vote.

AYES: Councilmembers Krohn, Glover.

NOES: Councilmembers Meyers, Brown, Mathews; Vice Mayor
Cummings.

ABSENT: None.

DISQUALIFIED: None.

Mayor Watkins opened the public comment period.

SPEAKING FROM THE FLOOR EXPRESSING CONCERN:

Raphael, Friends of Depot Park

Carol Walker

Joan Staffen

Mike Polhamus

Yasmina Porter

Unidentified man

Keith McHenry

Kate Garrett

Al Bergan

Unidentified man

John Hall

Michael Gacerra

Jim Brown, Arts Council Tannery Director

Barbara Childs

Tony Boltman

Elise Casby

Rachel O'Malley

Unidentified woman

Ernestina Saldana

Lion

Dreamcatcher

Shantam Galuten

Brent Adams

Melissa Freebairn

Satya Orion

John Gunderson

Pat Mello

Sonny

Serge Kagno

Darius

Unidentified woman

Phil Posner

General Business (continued)

13. Gateway Encampment Closure (CN) (continued)

SPEAKING FROM THE FLOOR EXPRESSING CONCERN: (continued)

Robert Norse
Scott Graham

Mayor Watkins closed the public comment period.

Assistant to the City Manager S. O'Hara spoke and responded to Councilmember questions.

MOTION: Councilmember Meyers moved, seconded by Mayor Watkins, to:

- Direct the City Manager to implement the City Council-approved Standard Operating Procedures for a permanent closure of the Gateway Encampment with a target closure date of April 30, 2019 and coinciding with the opening of the 1220 River Street Camp.
- Convert any temporary relocation of the Gateway Encampment to the Benchlands under the existing Council-directed Site Management Plan to this permanent closure and direct Benchland occupants to alternate shelter sites at 1220 River Street, VFW, Laurel Street, or any other available shelter beds in the County at the earliest possible time to ensure full access of the Benchlands for upcoming community events.

Councilmember Glover stated for the record that anyone in this room or watching from home can become homeless at any moment, and are one paycheck away from poverty. He is dismayed at the way the people of the public, and even how some within Chambers refer to the people experiencing homelessness, and in his opinion it is downright uncivil.

Chief of Police A. Mills responded to Councilmember questions.

Salvation Army Captain Harold Laubach Jr. responded to Councilmember questions.

SUBSTITUTE MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to delay the decision of the closure of the camp until after the Federal Court hearing scheduled for Friday, April 26th at 9:00am.

MOTION: Councilmember Meyers moved, seconded by Mayor Watkins to call the question.

General Business (continued)

13. Gateway Encampment Closure (CN) (continued)

ACTION: The substitute motion was not accepted with the following vote.

AYES: Councilmembers Krohn, Glover, Brown.
NOES: Councilmembers Meyers, Mathews; Vice Mayor Cummings;
Mayor Watkins.
ABSENT: None.
DISQUALIFIED: None.

City Attorney T. Condotti announced that the City was served with a Temporary Restraining Order issued by the Court restricting direction by the City until further action of the courts.

ACTION: The original motion failed with the following vote.

AYES: Councilmembers Meyers, Mathews; Mayor Watkins.
NOES: Councilmembers Krohn, Glover, Brown; Vice Mayor
Cummings.
ABSENT: None.
DISQUALIFIED: None.

MOTION 1: Councilmember Glover moved, seconded by Councilmember Krohn, to continue offering voluntary temporary relocation to the Benchlands while conducting a coordinated site cleanup with the remaining residents of the Ross Camp and approach the Association of Faith Communities as a potential partner for the implementation for a transitional encampment at the existing Ross site.

MOTION 2: Vice Mayor Cummings moved, seconded by Councilmember Brown, to adjourn to Closed Session to discuss information brought forth by the City Attorney and how it relates to the recommendations to staff on camp management.

ACTION: The second motion carried with the following vote.

AYES: Councilmembers Meyers, Brown, Mathews; Vice Mayor
Cummings; Mayor Watkins.
NOES: Councilmembers Krohn, Glover.
ABSENT: None.
DISQUALIFIED: None.

At this time, Council recessed to the Courtyard Conference Room to resume Closed Session.

At 4:08 p.m. the regular meeting reconvened, and Mayor Watkins reordered the agenda to hear Agenda item 17, then return to Agenda item 13.

General Business (continued)

13. Gateway Encampment Closure (CN) (continued)

SUBSTITUTE MOTION: Councilmember Mathews, seconded by Councilmember Meyers to:

- Direct the City to move forward with the opening of a temporary managed site at the Benchlands.
- Move forward with the opening of a managed site at 1220 River Street.
- Move forward with voluntary relocation of Ross Campers to the Benchlands.
- Upon closure of the Benchlands on May 1st, the City to assist and facilitate to relocate Benchlands campers to alternate sites of 1220 River Street, Salvation Army, or other resources.
- During the Ross Camp closure, site to be secured and an accurate count taken of those remaining, and no new occupants admitted during closure, with the intent that campers not return once closed.

Chief of Fire J. Hajduk responded to Councilmember questions.

After further discussion, Councilmember Glover restated and amended his motion.

MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to continue offering voluntary temporary relocation and management plan of the residents of the Ross Camp to the Benchlands while working to renovate the site and bringing it up to the standards of the Fire Chief, continue to move forward with opening 1220 River Street and transitioning those interested in going from the Benchlands and approach the Association of Faith Communities as a partner for a potential implementation of a transitional encampment, possibly at the Ross site or elsewhere in the City.

General Business (continued)

13. Gateway Encampment Closure (CN) (continued)

ACTION: Councilmember Mathews' substitute motion was accepted the following vote.

AYES: Councilmembers Meyers, Mathews, Vice Mayor Cummings;
Mayor Watkins.
NOES: Councilmembers Krohn, Glover, Brown.
ABSENT: None.
DISQUALIFIED: None.

FRIENDLY AMENDMENT: Councilmember Krohn requested to separate the motion to vote on the vacation of the Ross Camp separately. Councilmember Mathews did not accept.

FRIENDLY AMENDMENT: Vice Mayor Cummings requested to reach out to the Faith Communities for interest in running a transitional encampment. Councilmember Mathews did not accept.

ACTION: The substitute motion carried with the following vote.

AYES: Councilmembers Meyers, Mathews; Vice Mayor Cummings;
Mayor Watkins.
NOES: Councilmembers Krohn, Glover, Brown.
ABSENT: None.
DISQUALIFIED: None.

MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to approach the Association of Faith Communities about potential partnership for the establishment of a transitional encampment in the City Santa Cruz.

ACTION: The motion carried with the following vote.

AYES: Councilmembers Krohn, Glover, Brown; Vice Mayor
Cummings.
NOES: Councilmembers Meyers, Mathews; Mayor Watkins.
ABSENT: None.
DISQUALIFIED: None.

Public Hearings

14. Cannabis Policies and Regulations

14.1 Amendment to Cannabis Delivery Services Regulations; Request for Direction on Transferability of Cannabis Retailer License and Definition of Proprietor (PL)

Principal Planner S. Fleming, and Senior Planner K. Donovan, gave a presentation and responded to Councilmember questions.

MOTION: Councilmember Glover moved, seconded by Vice Mayor Cummings, to defer Agenda items 15 and 18 to an upcoming Council meeting.

ACTION: The motion carried unanimously with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: None.
DISQUALIFIED: None.

14.2 Cannabis Tax Rates Policy Discussion (FN)

Director of Finance M. Pimentel spoke and responded to Councilmember questions.

14. Cannabis Policies and Regulations (continued)

Senior Planner K. Donovan responded to Councilmember questions.

Director of Planning and Community Development L. Butler responded to Councilmember questions.

Mayor Watkins opened the public comment period for Agenda items 14.1 and 14.2.

SPEAKING FROM THE FLOOR EXPRESSING CONCERN:

Jim Coffis, Green Trade
Nicole Lagner, Attorney with Clark Newberg
Khalil Moutawakkil, Founder and Co-CEO, Kind Peoples
Pat Malo, Executive Director of Green Trade
Jakob Lagner
Trey Bookout

Public Hearings (continued)

14. Cannabis Policies and Regulations (continued)

SPEAKING FROM THE FLOOR EXPRESSING CONCERN: (continued)

Nate Alex Kennedy
Ernestina Saldana
Scott Graham

Mayor Watkins closed the public comment period.

MOTION: Councilmember Mathews moved, seconded by Councilmember Meyers, to: Introduce for publication Ordinance No. 2019-07 adopting the proposed amendments to Part 14 of Chapter 24.12 of the Santa Cruz Municipal Code (SCMC) permitting cannabis delivery services in the City of Santa Cruz by outside delivery services only to the extent required by state laws or regulations, conditional on the delivery service business obtaining a City business license and paying applicable taxes and fees.

ACTION: The motion carried with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Mathews; Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: Councilmember Brown.
DISQUALIFIED: None.

MOTION: Councilmember Meyers moved, seconded by Mayor Watkins, to direct staff to evaluate proposed amendments to the cannabis retailers' license ordinance, and to come into alignment with the state definition of "proprietor" at a percentage of 20% interest, allowing original applicants to add investors to approved retail businesses, and return to Council with this at a future time in coordination with when the Finance Department is also directed to return.

FRIENDLY AMENDMENT: Councilmember Brown requested to direct staff to immediately realign the definition of "proprietor" with the state's definition of 20% interest, and to return in September, 2019 with discussion and recommendations of the proposed amendments to the cannabis retailers' license ordinance. Councilmember Meyers accepted.

Public Hearings (continued)

14. Cannabis Policies and Regulations (continued)

ACTION: The motion carried unanimously with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews;
Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: None.
DISQUALIFIED: None.

MOTION: Councilmember Glover moved, seconded by Vice Mayor Cummings, to support reforms to lower the State taxes and State fees on the cannabis industry and directing the Mayor to write to Senator Monning, Assemblymember Stone and the League of California Cities asserting this position.

FRIENDLY AMENDMENT: Councilmember Brown requested that staff be directed to engage with the industry in lobbying efforts with the state. Councilmember Glover accepted.

FRIENDLY AMENDMENT: Councilmember Mathews requested that Council bring back at a future time for official action, endorsement of AB 286, which has to do with lowering state taxation levels. Councilmember Glover accepted.

ACTION: The motion carried with the following vote.

AYES: Councilmembers Krohn, Glover, Brown, Mathews; Vice
Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: Councilmember Meyers.
DISQUALIFIED: None.

MOTION: Councilmember Mathews moved, seconded by Mayor Watkins, to adopt Resolution No. NS-29,509 amending Council Policy 12.16 to affirm that the 12.5% of the total Cannabis Business Tax collected be designated for the purpose of a dedicated Children's Fund.

ACTION: The motion carried unanimously with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews;
Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: None.
DISQUALIFIED: None.

Public Hearings (continued)

14. Cannabis Policies and Regulations (continued)

MOTION: Councilmember Glover moved, seconded by Councilmember Brown, to direct staff to advance a county-wide regional Cannabis Business Tax study and taxation model and present an update to the City Council no later than September 2019, and direct staff to agendaize for the next City Council meeting to take action on the changing of the tax structure in the City of Santa Cruz around cannabis.

ACTION: The motion carried unanimously with the following vote.

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews;
Vice Mayor Cummings; Mayor Watkins.
NOES: None.
ABSENT: None.
DISQUALIFIED: None.

15. Amendments to General Plan and Local Coastal Program (PL)

By motion, this item was deferred to a future meeting.

16. CDBG and HOME Funding - Housing and Community Development Program Discussion for 2019-2020 Program Year (ED) (continued)

Director of Economic Development B. Lipscomb and Principal Management Analyst T. Lake gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period.

SPEAKING FROM THE FLOOR EXPRESSING SUPPORT:

David Steinberg
Queenie Jimenez
Rocket Jimenez
Raymon Cancina, CEO Community Bridges
Kevin Stierhoff
Gretchen Regenhardt
Edgar Landerosa
Paul Goldberg, Homeless Garden Project
Shari Peterson

Public Hearings (continued)

16. CDBG and HOME Funding - Housing and Community Development Program Discussion for 2019-2020 Program Year (ED) (continued)

SPEAKING FROM THE FLOOR EXPRESSING CONCERN:

Shantanu Phukan

Mayor Watkins closed the public comment period.

At this time, Mayor Watkins announced that Council would hear from members of the public for Oral Communications, and return to Agenda item 16 for deliberation and action.

Oral Communications

At 7:12 p.m. Mayor Watkins opened Oral Communications for members of the public who wished to speak regarding items not listed on the City Council agenda.

Pat Kittle spoke regarding the Israel Lobby.

Pauline Seales spoke regarding the emergency climate resolution, green energy, and climate change.

Dana Bagshaw spoke regarding carbon emissions as it relates to the budget.

Anna Brooks thanked Sergeant Bush, and Lieutenant Garcia for their participation in her neighborhood meeting and provided direction for where others can find resources on neighborhood safety.

Nate Kennedy requested City Council meetings be aired on public radio.

Lisbeth Olanso invited the Councilmembers to attend Guelaguetza in San Lorenzo Park to learn more about Oaxacan culture.

Carolyn Coleman spoke regarding Guelaguetza, and thanked the City for its support.

Garrett requested the financial details about non-profit donations be made available and published and made available to the public.

Gayle spoke regarding small-cell towers.

Sherry Talmage spoke regarding the City requiring a resident to acquire a parking permit.

Dave Willis spoke regarding civility.

Oral Communications (continued)

Scott Graham spoke regarding policy in how the Council determines a City Council meeting agenda.

Shari Peterson spoke regarding the lack of busses in relation to her personal safety.

Unidentified man spoke regarding the Santa Cruz METRO lines.

At 7:40 Mayor Watkins closed Oral Communications.

Public Hearings (continued)

16. CDBG and HOME Funding - Housing and Community Development Program Discussion for 2019-2020 Program Year (ED) (continued)

Parks Planner N. Downing, Assistant Planning Director A. Khoury, and Superintendent of Parks T. Beck responded to Councilmember questions.

MOTION: Councilmember Glover moved, seconded by Councilmember Krohn, to revise/maintain the allocation recommendations of the Community Programs budget as follows:

- Code Enforcement - decrease to \$36,400
- Nueva Vista - increase to \$100,000,
- Teen Center - maintain the \$35,000
- CRLA - maintain the \$19,500
- Boys and Girls Club - maintain the \$40,000
- Homeless Gardens Project - increase to \$100,000
- Central Park - decrease to \$55,000 for the renovation to cover the cost for drainage

FRIENDLY AMENDMENT: Councilmember Mathews requested that to the extent that there are additional funds, the Central Park renovations and Code Enforcement be considered priorities for allocations. Councilmember Glover accepted, with the specification that up to \$30,000 be allocated to Central Park renovations, and anything else be brought back to Council for distribution.

Public Hearings (continued)

16. CDBG and HOME Funding - Housing and Community Development Program Discussion for 2019-2020 Program Year (ED) (continued)

ACTION: The motion carried with the following vote.

AYES: Councilmembers Krohn, Glover, Brown; Vice Mayor Cummings.

NOES: Councilmember Meyers, Mathews; Mayor Watkins.

ABSENT: None.

DISQUALIFIED: None.

Presentation

17. Hans Christian Andersen Contest Awards

Mayor Watkins and Linda Snook, Chair of the Santa Cruz Sister Cities Committee, presented recipients with Santa Cruz Sister Cities Committee Hans Christian Andersen writing awards.

General Business

18. Resolution of Support and Funding Allocation for the 2020 United States Census (PL)

By motion, this item was deferred to a future meeting.

Council Meeting Calendar

19. The City Council reviewed and did not revise the meeting calendar attached to the agenda.

Presentations

1. Economic Development Department Presentation

Director of Economic Development B. Lipscomb, Business Liaison R. Unitt, and City Arts Manager B. Toby gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

Presentations (continued)

2. Planning and Community Development Department Presentation

Director of Planning and Community Development L. Butler gave a presentation and responded to Councilmember questions.

Principal Management Analyst S. DeLeon answered Councilmember questions.

Mayor Watkins opened the public comment period.

SPEAKING FROM THE FLOOR WITH CONCERN:

Unidentified man

Mayor Watkins closed the public comment period.

Adjournment - The City Council adjourned at 10:18 p.m.

Respectfully Submitted:

Julia Wood, Deputy City Clerk Administrator

Attest:

Bonnie Bush, City Clerk Administrator

Approved:

Martine Watkins, Mayor

MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL

City of Santa Cruz
809 Center Street
Santa Cruz, California 95060

MINUTES OF A CITY COUNCIL CLOSED PERSONNEL MEETING

May 2, 2019

4:30 p.m.

Call to Order - Mayor Watkins called the meeting to order at 4:31 p.m. in the Courtyard Conference Room.

Roll Call

Present: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.

Absent: None.

Staff: City Manager M. Bernal, City Attorney T. Condotti, Assistant City Manager T. Shull, Assistant Director of Human Resources J. McMullen, Director of Finance M. Pimentel, Assistant Director of Finance C. Fyfe, Chief Negotiator T. Davis.

Mayor Watkins opened the Public Comment period. There were no speakers. Mayor Watkins closed the public comment period.

Closed Session

1. Conference with Labor Negotiators (Government Code §54957.6)

Chief Negotiator T. Davis spoke and responded to Councilmember questions. There was no reportable action.

Adjournment - The City Council adjourned at 5:55 p.m.

Respectfully Submitted:

Julia Wood, Deputy City Clerk Administrator

Attest:

Bonnie Bush, City Clerk Administrator

Approved:

Martine Watkins, Mayor

MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL

City of Santa Cruz
809 Center Street
Santa Cruz, California 95060

MINUTES OF A CITY COUNCIL SPECIAL MEETING

May 7, 2019

10:00 a.m.

Call to Order - Mayor Watkins called the meeting to order at 10:02 a.m. in the Council Chambers.

Roll Call

Present: Councilmembers Krohn (arrived at 10:07 a.m.), Glover, Meyers, Brown, Mathews (arrived at 10:05 a.m.); Vice Mayor Cummings; Mayor Watkins.

Absent: None.

Staff: City Manager M. Bernal, Assistant City Manager T. Shull, City Attorney T. Condotti, Director of Finance M. Pimentel, Assistant Director of Finance C. Fyfe, Principal Management Analyst T. Cole, Director of Information Technology L. Schmidt, Chief of Fire J. Hajduk, Division Chief P. Gallagher, OES Manager P. Horvat, Director of Human Resources L. Murphy, Principal HR Analyst J. McMullen, Director of Libraries S. Nemitz, Chief of Police A. Mills, Principal Management Analyst P. Dodge, Community Relations Specialist J. Blaschke, Detective E. Howard-Gibbon, Police Officer T. Trueblood, Deputy Chief of Police R. Martinez, Lieutenant B. Escalante, Lieutenant A. Vasquez, Director of Water R. Menard, Deputy City Clerk Administrator J. Wood, City Clerk Administrator B. Bush.

Presiding Officer's Announcements

Mayor Watkins announced the order of presentations would go as follows: Finance, Information Technology, Fire Department, Human Resources, City Manager's Office, Santa Cruz City Libraries, Police Department, and Department of Water.

Presentations

1. Information Technology Department Presentation

Director of Information Technology L. Schmidt gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

Council recessed for lunch. Council reconvened at 1:34 p.m., with Councilmember Glover arriving at 1:36 p.m. and Mayor Watkins arriving at 1:38 p.m.

2. City Manager Department Presentation

Assistant City Manager T. Shull gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period.

SPEAKING FROM THE FLOOR:

Nicholas Whitehead

Mayor Watkins closed the public comment period.

3. Human Resources Department Presentation

Director of Human Resources L. Murphy gave a presentation and responded to Councilmember questions.

Principal HR Analyst J. McMullen responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

Presentations (continued)

4. Police Department Presentation

Chief of Police A. Mills, Principal Management Analyst P. Dodge, Community Relations Specialist J. Blaschke, Detective E. Howard-Gibbon, Police Officer T. Trueblood, Lieutenant A. Vasquez, Deputy Chief of Police R. Martinez, and Lieutenant B. Escalante, gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

5. Finance Department Presentation

Director of Finance M. Pimentel, Assistant Director of Finance C. Fyfe, and Principal Management Analyst T. Cole gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

6. Library Department Presentation

Director of Libraries S. Nemitz gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

7. Fire Department Presentation

Chief of Fire J. Hajduk, Division Chief P. Gallagher, and OES Manager P. Horvat gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period. There were no speakers. Mayor Watkins closed the public comment period.

Presentations (continued)

8. Water Department Presentation

Director of Water R. Menard gave a presentation and responded to Councilmember questions.

Mayor Watkins opened the public comment period.

SPEAKING FROM THE FLOOR:

Nicholas Whitehead

Mayor Watkins closed the public comment period.

Adjournment - The City Council adjourned at 4:39 p.m.

Respectfully Submitted:

Julia Wood, Deputy City Clerk Administrator

Attest:

Bonnie Bush, City Clerk Administrator

Approved:

Martine Watkins, Mayor



CITY COUNCIL AGENDA REPORT

DATE: 5/7/2019

AGENDA OF: 5/14/2019

DEPARTMENT: City Council

SUBJECT: Appointment to League of California Cities Environmental Quality Policy Committee (CN)

RECOMMENDATION: Motion to approve Councilmember Donna Meyers' appointment to the League of California Cities Environmental Quality Policy Committee and authorize use of City Council travel expense account to cover costs of travel.

BACKGROUND: The League of California Cities Environmental Quality Policy Committee reviews issues related to air and water quality, CEQA, integrated waste management, hazardous materials, coastal issues, and utilities. The committee's membership is comprised of representatives from each of the League's professional departments and regional divisions.

DISCUSSION: The League's Monterey Bay President, City of Salinas Council member Gloria de la Rosa seeks to appoint me as the second Monterey Bay Division representative on the League's Environmental Quality Policy Committee. Mayor Pro Tem Rebecca Garcia from the City of Watsonville is the other representative from the Monterey Bay Division. The issues the Committee reviews are of great import to the City, and involvement on the Committee will enable me to represent the City's interests and values as it weighs policy recommendations.

My appointment to this post requires approval of the City Council and authorization of use of the City Council travel expense account to cover costs of travel. The committee will meet once in Sacramento on June 13, 2019 in Sacramento and during the League of California Cities annual conference in Long Beach on October 16-18, 2019.

FISCAL IMPACT: The only costs would be for travel expenses, which would be pulled from the City Council travel expense account.

Submitted by:
Donna Meyers
Councilmember

ATTACHMENTS:
None.



CITY COUNCIL AGENDA REPORT

DATE: 5/2/2019

AGENDA OF: 5/14/2019

DEPARTMENT: City Council

SUBJECT: Requesting Historic Preservation Commission Recommendation on Water Street Bridge Plaque (CN)

RECOMMENDATION: Motion to request a recommendation from the Historic Preservation Commission for the placement of a historic plaque on Water Street Bridge to return at the August 13th City Council meeting for action.

BACKGROUND: On the evening of Wednesday, May 2, 1877, two men were lynched on the Water Street Bridge. The next morning, a crowd gathered to ogle at the spectacle and pose for pictures. The two bodies were cut down in mid-afternoon, and sections of the rope were sold as souvenirs.

Francisco Arias, 35, and José Chamales, 21, had been arrested for the murder of Felton carpenter Henry De Forrest a few days earlier. A Santa Cruz Sentinel report from the time says they were identified for “suspicious activities” at the circus the night of the murder. An unnamed witness claimed to have seen the two men a short time before hearing shots fired. And another person said they attempted to rob him that night.

The two were arrested for the murder and the San Jose Daily Mercury asserted that the “law abiding citizens” would “see that the law take its course...” Historian Geoff Dunn has found that both had criminal records and had served time in San Quentin.

There are conflicting narratives surrounding the murder and robbery that the two were lynched for. But, reports are consistent that Arias and Chamales were Californios, Spanish speaking Mexican and Native American men. Reports confirm that a group of “unknown persons” gathered at the jail, forced the men from their cells, placed them in a cart with ropes around their necks, tied the ropes to a crossbar on the bridge, and drove away. There are also some concerns over whether Chamales and Arias truly committed the murder they were lynched for-Arias was previously convicted of and imprisoned for grand larceny.

The lynching was, far more than anything else, an act of racial terror.

DISCUSSION: This event is an important part of Santa Cruz's history, and lacking recognition of this downtown lynching is a significant omission; this could be perceived by some as indicative of a wider reluctance to acknowledge our racial history. The lynching has been researched and written about by local historians Geoff Dunn and Sandy Lydon, but it still lacks wider public recognition.

As for the specific plaque, there has been a suggestion of including the image of the lynched men. Some feel this could be upsetting, but leaving it out undermines the meaning of a historical marker of this nature.

The language on the proposed marker is can be determined by a focus group of individuals comprised of local students, historians, alongside Latinx community members and people of color.

FISCAL IMPACT: Requesting a recommendation from the Historic Preservation Commission should have no fiscal impact. Funding for the plaque can be generated through fundraising efforts described by the students and community members that brought this issue forward.

Submitted by:
Drew Glover
Councilmember

Prepared by:
Sandy Brown
Councilmember

Submitted by:
Chris Krohn
Councilmember

ATTACHMENTS/SUGGESTED READING:

Bellesiles, Michael A. 1877 : America's Year of Living Violently New York: New Press, 2010.

Bellesiles explores the various acts of racial terror committed across America in the year of 1877. This time, almost a decade after the end of the Civil War, was one of economic growth in most of the United States. This did nothing to assuage racial tensions, and people of color throughout the country faced a daily threat.

Boener, Heather. "No Lynching signs meant to inform people of sad history." *Santa Cruz Sentinel* November 30, 2000.

In 2000, UCSC art student set up an installation on the Water Street bridge in the form of signs that read,"No Lynching, Including nights, weekends, and holidays." Alex Cabunoc did not receive permission from the city council to do this. This is an example of one of the few attempts made to publicly acknowledge this event. The article was published in the Santa Cruz Sentinel and is available in the online archive Newsbank.

Carrigan, William D., and Webb, Clive. *Forgotten Dead: Mob Violence Against Mexicans in the United States, 1848-1928*. Cary: Oxford University Press USA - OSO, 2013. Accessed March 10, 2019. ProQuest Ebook Central.

This book, published in 2013, is a detailed analysis of the way that violence against members of the Chicanx community goes unrecognized. The thousands of lynched Mexicans, overlooked by historians and activists alike, make up the "Forgotten Dead."

Dunn, Geoffrey. *Santa Cruz is in the Heart : Selected Writings on Local History, Culture, Politics & Ghosts* Capitola, Calif: Capitola Book Company, 1989.

Published in the late eighties, Geoffrey Dunn's *Santa Cruz is in the Heart* remains a keystone of the study of Santa Cruz History. The book is available at the Santa Cruz Public Library.

Dunn, Geoffrey. "Santa Cruz's Most Notorious Lynching." SantaCruz.com. November 12, 2013. Accessed March 11, 2019.
https://www.santacruz.com/news/santa_cruzs_most_notorious_lynching.html

This edited excerpt from *Santa Cruz is in the Heart* is probably the reason that many people know of this event. It contains a composite narrative, drawn from articles published in various newspapers at the time.

Gonzales-Day, Ken. *Lynching in the West: 1850-1935*. Durham, NC: Duke University Press, 2006.

Historian Ken Gonzales-Day explores the ways that mob lynchings have shaped racial politics in California, Nevada, Arizona, and New Mexico. The book is available at Bookshop Santa Cruz.

Kulczyk, David. *California Justice: Shootouts, Lynchings and Assassinations in the Golden State*. Sanger, CA: World Dancer Press, 2008.

In an account similar to the one written by Bellesiles, Kulczyk explores the ways that white Californians enacted racial terror.

Romero, Simon. "Lynch Mobs Killed Latinos Across the West. The Fight to Remember These Atrocities Is Just Starting." *The New York Times*, March 2, 2019. Accessed March 10, 2019. <https://www.nytimes.com/2019/03/02/us/porvenir-massacre-texas-mexicans.html>

This article, published on the 2nd of this month, details the ways in which forgotten lynched latinos are only now being remembered and memorialized. This is a signifier of what could be a nationwide movement towards recognition of racism against the latinx population. I have included it in the educational packet.

Unknown Author. "Murder-Arrest-Strangulation." *The Santa Cruz Sentinel*, May 3, 1877. Accessed March 10, 2019.
https://www.newspapers.com/clip/4149963/francisco_arias_jose_chamales_lynching/.

This article is the first written about the event, two days after it happened. It includes one of the many disputed narratives. The article is available on microfilm in the genealogy section of the Santa Cruz Public Library, as well as on Newspapers.com.

Yamane, Linda. *A Gathering of Voices The Native Peoples of the Central California Coast - Santa Cruz County History Journal # 5*. Vol. 5. Santa Cruz, CA: Museum of Art and History, 2002.

Ohlone artist, performer, and scholar Linda Yamane has collected oral histories, writings, poems, and illustrations from Ohlone and other indigenous people. It includes poems and accounts of the lynching, as the two men were part Native American.



CITY COUNCIL AGENDA REPORT

DATE: 5/9/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Economic Development

SUBJECT: Paradise Dogs (No address, no APN) Municipal Wharf License Agreement (ED)

RECOMMENDATION: Resolution authorizing and directing the City Manager to execute a Municipal Wharf License Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Barton and Kelly Barker for the operation of a business selling hot dogs, soft beverages, and related food products on the Municipal Wharf.

BACKGROUND: Bart and Kelly Barker have operated the business known as Paradise Dogs under a Municipal Wharf License Agreement since 2016, when they purchased the business and remaining leasehold interest from Vince Tuzzi. The business operates out of a portable vending cart and “E-Z Up” pyramid canopy located just inside the entrance to the Municipal Wharf. The license expires on July 14, 2019 and the Barkers have indicated that they would like a new license.

DISCUSSION: Staff and the Barkers have negotiated terms of the new license to include:

Term of License: Two years.

Extension Options: Three one-year options, at City’s discretion.

License Fee: 10% of gross sales.

Sales Target: 30% increase by end of first two-year term.

FISCAL IMPACT: The revenue generated from the license will post to the general fund. Based on data from prior years, annual license revenues are estimated to be \$1,300 - \$2,500.

Prepared by:
David McCormic
Asset and Development
Manager

Submitted by:
Bonnie Lipscomb
Director of Economic
Development

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Paradise Dogs Resolution

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AUTHORIZING
AND DIRECTING THE CITY MANAGER TO EXECUTE A MUNICIPAL WHARF
LICENSE AGREEMENT WITH BART AND KELLY BARKER dba PARADISE DOGS FOR
AN OPEN AIR VENDOR LOCATION ON THE MUNICIPAL WHARF

WHEREAS, the City of Santa Cruz is the owner of the Santa Cruz Municipal Wharf; and

WHEREAS, Paradise Dogs has operated as one of a number of open air vendors on the Wharf since 2007; and

WHEREAS, Bart and Kelly Barker executed an Assignment of the License for Paradise Dogs from the prior owner Vince Tuzzi in 2016, which will expire on July 14, 2019; and

WHEREAS, Bart and Kelly Barker now wish to enter into a new License Agreement with the City; and

WHEREAS, the owners Paradise Dogs have financial creditworthiness, are taking steps to improve sales, and have a demonstrated passion and enthusiasm for the success of their business; and

WHEREAS, authorization to execute a Municipal Wharf License Agreement requires approval of the City Council.

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 the Kiosk Lease Agreement, in a form approved by the City Attorney, with Bart and Kelly Barker dba Paradise Dogs for an open air vendor space located at the entrance to the Municipal Wharf.

PASSED AND ADOPTED this 14th day of May, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Mayor

ATTEST: _____
City Clerk Administrator



SUCCESSOR AGENCY AGENDA REPORT

DATE: 5/9/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Economic Development

SUBJECT: Santa Cruz Thread Lease Agreement – 605 Front Street (ED)

RECOMMENDATION: Resolution authorizing and directing the City Manager to execute a Lease Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Karissa Cates for the continued operation of a beauty business providing threading and salon services at 605 Front Street.

BACKGROUND: Karissa Cates (Tenant) has leased retail space from the City at 605 Front Street since 2013. Ms. Cates owns and operates Santa Cruz Thread (SCT), a beauty business specializing in hair removal. Threading is a natural and chemical free technique of hair removal, mainly used in India and the Middle East. The tenancy is now operating on a month to month (holdover) basis, as permitted in the lease. The Tenant is in good standing with no outstanding charges. Staff supports the new lease.

DISCUSSION: Staff and Ms. Cates have negotiated terms of the new license to include:

Size: Approximately 459 Square Feet

Use: Threading Salon

Term of License: Two years.

Extension Options: Two two-year options.

Rent: \$687.12 per month / \$8,245.39 annually

(CPI increase from current rent)

Rent Adjustments: Annual Consumer Price Index (CPI) increase

FISCAL IMPACT: The revenue generated from the license will post to the general fund. Based on data from prior years, annual lease revenues are estimated to be \$8,245.39 and will increase annually with the Consumer Price Index.

Prepared by:
David McCormic
Asset and Development
Manager

Submitted by:
Bonnie Lipscomb
Director of Economic
Development

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Santa Cruz Thread Resolution

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE A LEASE
AGREEMENT AND ANY AMENDMENTS THERETO OF A NON-SUBSTANTIVE
NATURE WITH KARISSA CATES DBA SANTA CRUZ THREAD FOR THE PREMISES
LOCATED AT 605 FRONT STREET.

WHEREAS, the City of Santa Cruz is the owner of commercial space located at 605 Front Street in the Soquel/Front Parking Garage; and

WHEREAS, 605 Front Street is currently leased to Karissa Cates dba Santa Cruz Thread; and

WHEREAS, Karissa Cates dba Santa Cruz Thread proposes to enter into a new lease for 605 Front Street; and

WHEREAS, Santa Cruz Thread is an acceptable use; and

WHEREAS, the business owner has financial creditworthiness; and

WHEREAS, authorization to execute the Lease Agreement requires approval of the City Council.

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 the Lease Agreement and any extensions, and amendments thereto of a non-substantive nature, subject to the approval of the City Attorney, with Karissa Cates dba Santa Cruz Thread for the premises located at 605 Front Street.

PASSED AND ADOPTED this 14th day of May, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Mayor

ATTEST: _____
City Clerk



CITY COUNCIL AGENDA REPORT

DATE: 5/6/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Economic Development

SUBJECT: Santa Cruz Trolley Goes Electric Contract Award (ED)

RECOMMENDATION: Motion to award the contract to Phoenix Cars, LLC for two electric shuttles and two electric chargers totaling \$341,000 for the Trolley Goes Electric Program. The City Manager is hereby authorized and directed to execute the contract as authorized by Resolution No. NS-27,563.

BACKGROUND: On March 13th, 2018 City Council received a presentation on the Santa Cruz Trolley program. The presentation included a brief history of the Trolley program, an assessment of the existing CNG vehicles, a six year ridership report, and an overview of options for the program moving forward. At that meeting Council directed staff to 1) operate a limited Trolley service during summer 2018, 2) research electric shuttle options and 3) pursue grant opportunities through the Air District.

With direction from Council, the City applied for a Motor Vehicle Emission Reduction Program Grant from the Monterey Bay Unified Air Pollution Control District Board (MBUAPCD). The City was awarded and Council accepted a grant of \$171,510, which will provide the City with an opportunity to innovate, and explore new ways to deliver shuttle service and meet the goals of the Trolley program with the purchase of two electric shuttles.

DISCUSSION: Of the available electric vehicle options, an electric shuttle produced by Phoenix Motorcars is the preferred vehicle choice. This zero-emission electric vehicle was chosen because it meets the program needs, is within our budget, and can be produced within our timeline. A breakdown of the total vehicle and electric charger acquisition cost have been attached.

The current acquisition timeline is to purchase the first shuttle and charger immediately, with the hopes of integrating the electric shuttle into the end of the 2019 Trolley shuttle summer season. The second vehicle will be purchased in July with additional funds budgeted in FY 2020. Both shuttles will be operated for the entirety of the 2020 summer season.

FISCAL IMPACT: There is no fiscal impact.

Prepared by:
Amanda Rotella
Principal Management
Analyst

Submitted by:
Bonnie Lipscomb
Director of Economic
Development

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Acquisition Cost Breakdown



Prepared for: The City of Santa Cruz
Electric Trolley/Shuttle Project

Amanda Rotella
Economic Development Coordinator
arotella@cityofsantacruz.com
831-420-5316 Office

March 25th, 2019

The City of Santa Cruz Quote # SA-QS-241-V5

Electric Trolley/Shuttle Project



Thomas Allen
Sales and Marketing Executive
thomas@phoenixmotorcars.com

Office 909.987.0815
Cell 323.217.9483
www.phoenixmotorcars.com

THE CITY OF SANTA CRUZ - MARCH 2019 QUOTE # SA-QS-241-V5

Section I- Z400 ELECTRIC SHUTTLE SPECIFICATIONS:

Chassis:

- 2019 Ford E450 Superduty Chassis – 158" WB

Phoenix All -Electric Next Generation Drive System E-200

- Permanent high power magnet motor + inverter
- 105 kWh battery pack.
- **Up to 110 Miles All Electric Range per Charge**
- Dual charging capability
 - CHAdeMO compliant level III – 50 kW
 - J1772 level II charging -13 kW
- GVWR 14,500 lbs.
- Dual Mode Regenerative Braking
- Max Speed of 58mph (64 and 72mph options available).
- Acceleration 0-50 mph under 16 seconds.
- Phoenix Telematics System – **Phoenix Connect**

Exterior

- 36" Electric Door, Entry A-M
- Clear T-Slider Windows (No Tint)
- Surface Mount LED Entry Door Exterior Light

Interior

- Gerflor GAYA Wood Flooring
- Door Activated Interior Lights
- Deluxe AM/FM.CD with Clock and 4 speakers
- PA Module to be added to Stereo System
- Forward Facing Seats, Mid-High (16)
- 2 Handi Flip Double Flip Down Seats attached to rear wall
- Seat Cover, All Fabric Level 5 – Modern Adobe FA-300 Fabric
- Recover Driver Seat with Level 4 Fabric, Shield FC Recliner, RH Arm, 4 position lumbar, mesh pocket.
- Passenger Lap Belts (16) Non Retractable
- Stanchion, vertical with modesty panel
- Handrail, right hand entry assist
- Rear ADA Braun Century NCL9173454-2 800# (34" x 54") Wheelchair Lift with 2 Wheelchair positions
- Double Wheelchair Doors with windows, Interior Light, Leaf Spring, LED Exterior Lighting with 2 x Q-8201-L Tie Downs
- Wheelchair Decal and Priority Seating Sign

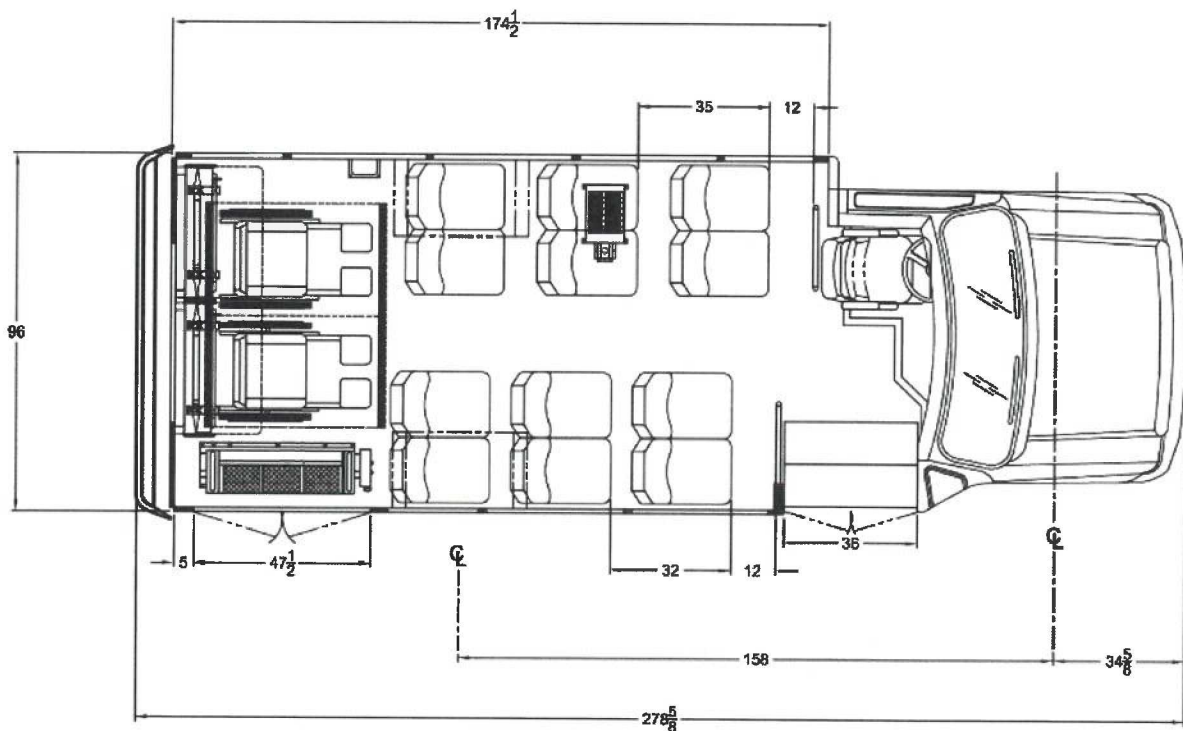
- 6 Anti Vandal Grab Handles, Black
- 6 Aisle side Black US Arm Rests
- Grey Interior

Miscellaneous

- Air Conditioning, Rooftop Mounted 70K Max BTU
- Electric Heater, 20K Max BTU (Standard)
- Reverse Alarm
- First Aid Kit 16 Unit
- Fire Extinguisher 5 lbs. with Reflective Flare Kit
- Overhead Luggage Racks - Both sides, terminates at wheelchair area, recovered in matching seat fabric (optional)
- External Cargo Hitch and Basket (optional)
- Ricon S-2005 Titanium 1000# Wheelchair Lift (optional in lieu of Braun Century)

VEHICLE FLOORPLAN:

12 Forward Facing Seats with 2 Wheelchair Positions
And 2 Double Fold Down Seats



NOTE:

Specifications are subject to change at the time of order based on the specific body supplier.

SECTION II - CHARGER SPECIFICATIONS

Level III DC Fast Charger:

BTC Power – CHAdeMO DC Single Port Fast Charger

- Single Port - CHAdeMO
- 15" outdoor color display
- Cord Retractor on top – (Single Lanyard retractor)
- Emergency Stop Button
- Dome Light
- Continuous Charging Time 255Min
- Cover CCS INLET
- Input Power: 480 VAC, 3-Phase
- Input Breaker: 2 x 80 A @ 480 3- Phase
- Nominal Output DC Voltage: Up to 125 Amps @ 400 V
- Operating Temperature: -30 C to 50 C
- Efficiency Rating: 92%
- Total Charge time from Empty to Full on Phoenix Electric Vehicles of ~ 3.5 Hours.



PRICE QUOTATION – VEHICLES – PURCHASE OPTION:

2019 Phoenix Motorcars Zero Emission Utility Shuttle	QTY	Unit Price	Extended Price
<u>Baseline Price^{1,2,3}</u>	<u>2</u>	<u>\$218,449</u>	<u>\$436,898</u>
Overhead Cargo Option:	<u>2</u>	<u>\$1,980</u>	<u>\$3,960</u>
Ricon substitute Wheelchair Lift	<u>2</u>	<u>\$1,020</u>	<u>\$2,040</u>
External Cargo Basket/Cage (installed with necessary hardware and hitch install)	<u>2</u>	<u>\$990</u>	<u>\$1,980</u>
Back-Up Camera with LCD Monitor	<u>2</u>	<u>\$499</u>	<u>\$998</u>
Insurance Requirement for the City of Santa Cruz	<u>1</u>	<u>\$358</u>	<u>\$358</u>
HVIP Incentive ⁴	<u>2</u>	<u>(\$80,000)</u>	<u>(\$160,000)</u>
Subtotal:	<u>2</u>	<u>\$143,296</u>	<u>\$286,592</u>
Taxes:	<u>2</u>	<u>\$19,668</u>	<u>\$39,336</u>
DMV Registration/Title Estimate:	<u>2</u>	<u>\$2,011</u>	<u>\$4,022</u>
Shipping:	<u>2</u>	<u>\$1,998</u>	<u>\$3,996</u>
<u>Total Price:</u>	<u>1</u>		<u>\$333,588</u>

1. Includes all the items described in Section I, ADA Wheelchair lift option included.

THE CITY OF SANTA CRUZ - MARCH 2019 QUOTE # SA-QS-241-V5

2. Lead time of approx. 120-150 days after receipt of Executed Purchase Order.
3. Quote valid for 60 days.
4. Contingent on the end operator operating the Vehicle in California for a minimum of 3 years.

PRICE QUOTATION – CHARGERS – Level III:

Level III DC Fast Charger	QTY	Unit Price	Extended Price
BTC Level III CHAdeMO Charger – 50kw	<u>2</u>	<u>\$24,950</u>	<u>\$49,900</u>
Subtotal for Level 3 Charger	<u>2</u>	<u>\$24,950</u>	<u>\$49,900</u>
HVIP Incentive Plus up –EVSE ¹ :	<u>2</u>	<u>(\$24,950)</u>	<u>(\$49,900)</u>
Subtotal for Level 3 Charger after HVIP Incentive:	<u>2</u>	<u>\$0</u>	<u>\$0</u>
Taxes:	<u>2</u>	<u>\$2,308</u>	<u>\$4,616</u>
Shipping:	<u>2</u>	<u>\$899</u>	<u>\$1,798</u>
Total Price ² :	<u>2</u>	<u>\$3,207</u>	<u>\$6,414</u>

1. Subject to approval from HVIP. Currently being evaluated on a case by case basis.
2. Does not include installation costs.



CITY COUNCIL AGENDA REPORT

DATE: 5/5/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Public Works

SUBJECT: DeLaveaga Golf Lodge – Award Contract for Structural Repairs (c301801)
– Notice of Completion (PW/PR)

RECOMMENDATION: Motion to accept the work of William Thayer Construction (Salinas, CA) as completed per the plans and specifications and authorize the filing of the Notice of Completion for the DeLaveaga Golf Lodge Structural Repairs Project (c301801).

BACKGROUND: Acme Building Consultants performed a building inspection of the DeLaveaga Golf Lodge on September 20, 2016. The inspection revealed potential structural damage to the upstairs deck framing, guard rail, and access stairways. Local design professionals, Dennis Diego Architect and MME Civil and Structural Engineering, Inc. were hired to evaluate the damage and provide a scope of work for repairs.

In June 2017, Council awarded the contract to Staples Construction for the DeLaveaga Golf Lodge Deck Repair Project. However, staff was unable to successfully negotiate a contract with the vendor.

Section 3.08.170 of the purchasing ordinance allows the City to use cooperative purchasing agreements when feasible. The City procured construction services for this work through the National Joint Powers Alliance (NJPA) cooperative purchasing process. The NJPA process is in full compliance with the State Public Contract Code, the City's purchasing requirements, and federal procurement procedures.

Through the cooperative purchasing agreement, the Gordian Group was selected to administer a job order contracting program in which firms competitively bid against a construction task catalogue (CTC) that has fixed market based prices. This procurement method allows the City to move more quickly to a construction phase and deliver projects sooner. Through this process, William Thayer Construction was identified to have the most competitive pricing. Negotiation directly with William Thayer Construction resulted in a bid of \$251,020 for the required repairs. Subsequent additive and deductive change orders increased the final cost to \$254,641. The City's purchasing contract and William Thayer Construction were registered and in compliance with the Department of Industrial Relations (DIR) public works prevailing wage requirements.

DISCUSSION: This project was inspected and all the necessary repairs to the DeLaveaga Golf Lodge that were the City's responsibility have been constructed in accordance with the plans and specifications prior to the commencement of the restaurant lease with Dela Upper Park Inc.

FISCAL IMPACT: The DeLaveaga Golf Lodge Structural Repairs Project (c301801) was completed at a cost of \$254,641 which is \$3,621(1.4%) over the budget of \$251,020.

Prepared by:	Submitted by:	Submitted by:
Michael Hopper	Mark R. Dettle	Tony Elliot
Public Works Operations Manager	Director of Public Works	Director of Parks & Recreation

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Notice of Completion

RECORDED AT THE REQUEST OF
City of Santa Cruz, Public Works

WHEN RECORDED MAIL TO:

CITY CLERK'S DEPARTMENT
809 CENTER STREET, ROOM 9
SANTA CRUZ, CA 95060

(Space above 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 8182 of the California Civil Code, of the completion on April 13, 2019, of the construction services for structural repairs of DeLaveaga Golf Lodge (c301801) at 401 Upper Park Road, Santa Cruz.

The City of Santa Cruz has the following interest in said property described above: City Property

Said construction services for structural repairs at the DeLaveaga Golf Lodge was undertaken on said property pursuant to a contract with William A. Thayer Construction. Said construction services provided structural repairs to the existing deck, railings, and stairway at the DeLaveaga Golf Lodge.

DATED _____

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

STATE OF CALIFORNIA)ss
COUNTY OF SANTA CRUZ)

I am the Director of Public Works, 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 _____ at Santa Cruz, California.

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

The filing of this Notice of Completion was authorized by Santa Cruz City Council Minute Order of May 14, 2019.



CITY COUNCIL AGENDA REPORT

DATE: 5/5/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Public Works

SUBJECT: Extenet Systems (California) LLC – Encroachment Permit for Fiber Optic Network Expansion (PW)

RECOMMENDATION: Resolution granting an encroachment permit to Extenet Systems (California) LLC for installation and maintenance of an aerial and underground fiber optic network expansion in the City.

BACKGROUND: At the March 22, 2016 and October 11, 2016 Meetings, the City Council approved two encroachment permits for Extenet Systems (California) LLC to install and maintain fiber optic cable mounted on existing utility poles, and in underground conduit and vaults for a fiber optic network in the City.

DISCUSSION: Extenet Systems (California) LLC has applied for an encroachment permit to expand the previously approved fiber optic network in the Santa Cruz Westside. The telecommunications infrastructure that Extenet deploys consists of fiber optic cables placed on existing utility poles and through underground conduit and vaults. In this case, the majority of the proposed fiber optic line is mounted on existing utility poles, with one underground crossing on Swift at Mission Street Extension. See attached map for proposed locations.

Extenet Systems (California) LLC is a regulated utility company that owns and operates the network and is a member of the USA Dig Alert in Northern California. The City has applied the Dig-Once Policy and notified other utility companies to add conduits on the proposed route if applicable. The proposed encroachment is consistent with the public interest and will not interfere with the City's right of way.

FISCAL IMPACT: Encroachment and street opening permit fees will reimburse administrative and inspection costs for the system expansion. The encroachment permit requires that Extenet provide liability insurance that indemnifies the City of Santa Cruz.

Prepared by:
Tony Lau
Assistant Engineer

Submitted by:
Mark R. Dettle
Director of Public Works

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Resolution
Vicinity Map

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
GRANTING AN ENCROACHMENT PERMIT
FOR EXTENDING THE FIBER OPTIC NETWORK
BY EXTENET SYSTEMS (CALIFORNIA) LLC.

WHEREAS, an application has been filed with the Public Works Department of the City of Santa Cruz to install and maintain aerial cable, underground conduits and vaults for extending the fiber optic network by Extenet Systems (California) LLC in the City; and

WHEREAS, the City Council has determined that approving the application is consistent with the public interest and will not interfere with the City's right of way;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz as follows:

1. An encroachment permit is hereby granted to Extenet Systems (California) LLC and to its successors in interest to the property located in Santa Cruz, California to install and maintain aerial cable, underground conduits and vaults for extending the fiber optic network on and in the following streets in the City:
 - a. Almar Avenue between Mission and Anderson Street.
 - b. Anderson Street between Almar Avenue and Fair Avenue.
 - c. Fair Avenue between Anderson St. and Ingalls Street.
 - d. Ingalls Street between Fair Avenue and Swift Street.
 - e. Swift Street between Ingalls Street and Mission Street.
 - f. Mission Street between Swift Street and Western Drive.
2. This permit is subject to the terms and conditions specified in the encroachment permit as presented to Council this date.

BE IT FURTHER RESOLVED by the City Council of the City of Santa Cruz that the City Manager, be and is hereby authorized and directed to execute said encroachment permit on behalf of the City.

PASSED AND ADOPTED this 14th day of May, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED:

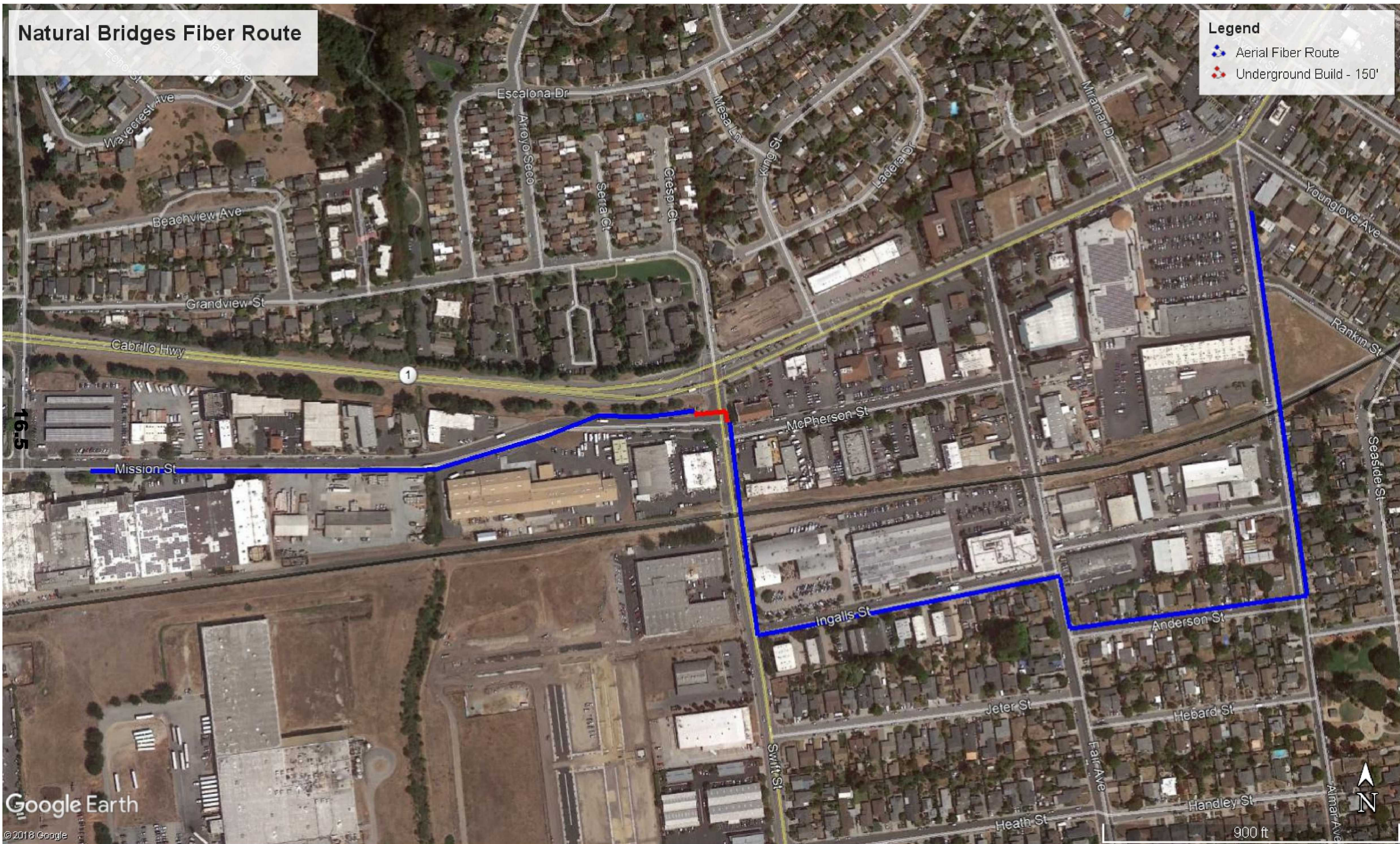
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

Natural Bridges Fiber Route

Legend

- Aerial Fiber Route
- Underground Build - 150'





CITY COUNCIL AGENDA REPORT

DATE: 5/5/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Public Works

SUBJECT: Wastewater Treatment Facility Sodium Hypochlorite – Renew Contract (PW)

RECOMMENDATION: Motion to renew a one-year contract with Olin Chlor Alkali Products, Tracy, CA for the purchase of 12.5% Sodium Hypochlorite and to authorize the City Manager to execute future contract renewals within the approved budget.

BACKGROUND: The Wastewater Treatment Facility uses 12.5% Sodium Hypochlorite to control odors of wastewater flowing into the plant. In May 2012 City Council accepted the bid of Olin Chlor Alkali Products (Tracy, CA), complying with specifications for 12.5% Sodium Hypochlorite in the amount of \$0.629/gallon. Olin Chlor was the low bidder of a competitive bid process that received bids from four vendors. The contract renewed annually at no price change until June 2018. In June 2018, Olin Chlor Alkali Products requested a price increase of \$0.12 per gallon for a two-month contract extension. Alternatively they offered a 12-month contract extension which increases the price by \$0.08/gallon for months one through six and by \$0.12/gallon for months six through twelve. Staff researched and verified the price increases seen in product, fuel and trucking costs. In 2018, the City Council authorized a one-year contract at the prices quoted above. The Wastewater Treatment Facility spent \$530,000 for Sodium Hypochlorite in FY 2019.

DISCUSSION: The one-year contract that the City Council approved expires May 31, 2019. Olin Chlor offers to renew the one-year contract at the current price of \$0.749/per gallon. Staff has researched this price and it is competitive. Staff recommends the renewal of the one-year contract at no price change. The Purchasing Manager concurs with this recommendation.

FISCAL IMPACT: The purchase of sodium hypochlorite is approved as expenditure object 53103 for chemicals in the annual Wastewater Treatment Facility Operating Budget of the Wastewater Enterprise Fund. The County Sanitation District pays 8/17 of the cost based on wastewater treatment facility capacity dedicated to the county. There is no impact to the General Fund.

Prepared by:
Anne Hogan
Wastewater System Manager

Submitted by:
Mark R. Dettle
Director of Public Works

Approved by:
Martin Bernal
City Manager

ATTACHMENTS: None.



CITY COUNCIL AGENDA REPORT

DATE: 5/5/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Public Works

SUBJECT: City Hall Annex Remodel, Phase 1 (c141301) – Notice of Completion (PW)

RECOMMENDATION: Motion to accept the work of William Thayer Construction (Salinas, CA) as completed per plans and specifications and authorize the filing of the Notice of Completion for City Hall Annex Remodel, Phase 1 (c101701).

BACKGROUND: Changes in City staffing and California Building Code requirements for ADA accessibility required remodeling of City offices in the City Hall Annex. Annex offices were last remodeled, other than minor alterations, in 1998, and City Council approved funding to support remodel costs to improve space efficiency to accommodate staffing changes.

The City Planning Department currently occupies office space on the first and second floors of the Annex and in the west wing of the north side of City Hall. In addition, Economic Development housing staff occupies a leased building on Locust Street across the street from the Annex Building. To improve staff efficiency and streamline service to the public, Phase 1 of the current project is locating all current planning, building, and code compliance offices on the first floor of the Annex. Given their complementary work plans, Advanced Planning and Economic Development Housing staff will be located together on the second floor of the Annex during Phase 2 of the City Hall Annex Remodel.

The City Hall Annex restrooms were not ADA-compliant and the project resolved some discrepancies noted in the Accessibility Survey Report by City consultants, Access Compliance Services and GPPA Architects. Phase 1 of the current project remodeled the first floor men's and women's restrooms to bring them into full compliance with current Title 24 California Building Code requirements. It also improved access to existing offices by widening doors and hallways on the first floor, improved access to the Planning counter (by moving the counter from the second floor to the first floor) and added two ADA parking spaces in the Annex public parking lot.

DISCUSSION: This project was inspected by Staff and has been constructed in accordance with the plans and specifications.

FISCAL IMPACT: The City Hall Annex Remodel, Phase 1 (c101701) was completed for \$140,946, or approximately 8% under the budget of \$154,033.42.

Prepared by:
Michael Hopper
Public Works Operations Manager

Submitted by:
Mark R. Dettle
Director of Public Works

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Notice of Completion

RECORDED AT THE REQUEST OF
City of Santa Cruz, Public Works

WHEN RECORDED MAIL TO:
CITY CLERK'S DEPARTMENT
809 CENTER STREET, ROOM 9
SANTA CRUZ, CA 95060

(Space above 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 8182 of the California Civil Code, of the completion on April 12, 2019, of the construction services for City Hall Annex Remodel, Phase 1 (c101701) at 809 Center Street, Santa Cruz, CA.

The City of Santa Cruz has the following interest in said property described above: City Property

Said construction services were undertaken on said property pursuant to a contract with William A. Thayer Construction. Said construction services at the City Hall Annex comprised interior remodeling and Americans With Disability Act (ADA) modifications to existing restrooms.

DATED _____

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

STATE OF CALIFORNIA)ss
COUNTY OF SANTA CRUZ)

I am the Director of Public Works, 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 _____ at Santa Cruz, California.

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

The filing of this Notice of Completion was authorized by Santa Cruz City Council Minute Order of May 14, 2019.



CITY COUNCIL AGENDA REPORT

DATE: 5/5/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Public Works

SUBJECT: Grant Funding From the Wildlife Conservation Board for the San Lorenzo River Lagoon Management Project (c601403) (PW)

RECOMMENDATION: Resolution authorizing the application for grant funding from the Wildlife Conservation Board for the grant application titled “Addressing Limiting Factors in the San Lorenzo River Lagoon – A Bottom Up Approach to Enhancing Stream Flow in the San Lorenzo River System” for Capital Investment Project (c601403), San Lorenzo Lagoon Management Project, and authorizing the City Manager to accept the grant.

BACKGROUND: A number of factors over the past decades have increased the need to develop a comprehensive approach to better manage the flooding, environmental and public safety issues caused by high water levels in the lower San Lorenzo River when the river mouth is shoaled (closed) in the summer and fall seasons.

In the decades since the construction of the Santa Cruz Harbor entrance jetty in 1964, sand has slowly aggraded along the beaches west of the jetty to the extent that sand on both Seabright and Main beaches now reaches the end of San Lorenzo Point. This increase in sand causes the San Lorenzo River mouth to more easily and persistently shoal in the summer and fall when river flows are low, and sand accretion is accelerated by summertime wave action from southerly swells. This sand accretion eventually causes shoaling of the river mouth, and as a result, the water level in the lower river (also referred to at the lagoon when closed) begins to rise.

These high water levels cause periods of significant flooding of adjacent areas, including lower Ocean Street and Beach Flats neighborhoods, basements in the downtown area, as well as public infrastructure. Additionally, when closed, the lagoon’s footprint often spreads out to the west over large portions of Main Beach. This is highly problematic as it makes unusable large portions of Main Beach during the summer, and exacerbates area flooding. More importantly, it creates serious public safety concerns as the lagoon’s stagnant waters can create unhealthy water conditions, and the lagoon can easily be breached illegally, creating an extremely dangerous fast flowing river on Main Beach at times when there can be thousands of people on the beach. In addition, the lagoon cuts off emergency vehicle access from the access road under the train trestle. When the lagoon reaches extremely high levels, the City has needed to undertake emergency mechanical openings of the lagoon to allow the river to flow and reduce the river’s

water level. The City is obligated by regulatory agencies to then close the river to ensure the river does not empty below five feet NGVD29 in water surface level height. Due to the involvement of and requirements from four different regulatory agencies, these opening events are complex to arrange and difficult to schedule. The openings are also quite expensive, as they require the presence of biologists, Public Works and Water Department staff, lifeguards, a geomorphologist, construction contractors and several pieces of rented heavy equipment (two excavators and a bulldozer).

Additionally, when the lagoon reaches high water levels and then breaches, the rapid dewatering of the lagoon is extremely harmful to the habitat that the lagoon provides to many species, including protected species such as juvenile steelhead salmon, and northern tidewater goby and can terminally flush these species to the ocean.

Management of the river mouth is a complex issue due to the overlay of many factors including the number of regulatory agencies involved, the dynamic natural environment, water quality concerns, the significant biological habitat, localized flooding impacts and critical public safety concerns of beach goers. To address these competing factors the City initiated creation of an Interim Management Program (IMP) in 2013 to develop a cohesive and science-based approach to managing the lagoon's water level without the frequent need for mechanical breaching. The IMP was developed by the City in partnership with the regulatory agencies who have interest in and regulatory authority over the lagoon, the river, the surrounding beach area, and the habitat provided by the lagoon. Those agencies are the California Department of Fish and Wildlife, the California Coastal Commission, the Army Corps of Engineers, and the California Regional Water Quality Control Board. The IMP and accompanying Mitigated Negative Declaration in accordance with CEQA was completed and adopted by the City Council at its meeting of June 9, 2015.

The centerpiece of the IMP is installation of a lagoon water height level control system in the form of a head-driven culvert (culvert). The culvert will allow the passive, continual slow draining of the lagoon's water and will maintain a uniform water level of 5' NGVD29 – a level which the agencies determined is protective of the habitat provided by the lagoon, but also is low enough as to prevent the majority of the flooding impacts caused by higher lagoon levels. The lagoon management actions and the culvert project received approval and permits from the four regulatory agencies in 2015 and 2016 and those permits are still in effect today. The four permitting agencies (as well as consulting partner agencies NOAA National Marine Fisheries and U.S. Fish & Wildlife) uniformly support the culvert project and are invested in its construction, as the culvert will provide fisheries habitat condition improvements by stabilizing the water surface levels and eliminating the need for mechanical breachings of the river lagoon.

At its meeting of March 14, 2017, the Santa Cruz City Council authorized acceptance of a grant from the Wildlife Conservation Board in the amount \$459,000 to fund the San Lorenzo River Lagoon Culvert project (c601403), approved design plans for the project, and authorized staff to bid the project. Subsequently, only one qualifying bid was received, and the bid amount was \$1,464,100. This bid was unexpectedly high due to a number of reasons – primarily current construction market conditions, but also including the uniqueness of the project design and site

location, as well as the high cost of some of the materials. As a result, the bid was rejected as the City could not make up the \$1,005,100 funding shortfall and the grant award had to be declined. The City conducts a monthly project call with the four regulatory agencies in regards to this project. Upon rejection of the bid, the agencies clearly expressed their strong collective desire to see the project implemented, and requested the City to urgently pursue new grant funds sufficient to fund the project. The City shares the agencies' desire to implement this project and to this end the Public Works Department submitted a revised grant application to the Wildlife Conservation Board in 2018 in the amount of \$2,215,000. This grant request amount reflects project design improvements and should ensure total funding for the project, including environmental and performance monitoring of the project upon completion of construction.

At its meeting of April 4th, 2019, the Wildlife Conservation Board's Streamflow Enhancement Program approved the grant application and awarded the City of Santa Cruz the \$2,215,000 grant. This grant award will allow for construction of the culvert project in the early summer of 2020, pursuant to the environmental regulatory agencies wishes and permit conditions.

DISCUSSION: The Wildlife Conservation Board was created in 1947 to administer a capital outlay program for wildlife conservation and related public recreation and is a division of the California Department of Fish and Wildlife (CDFW). The current Wildlife Conservation Board grant for the project was submitted to that agency in September of 2018. Pursuant to Wildlife Conservation Board policy, this resolution formalizes the grant application. This project is included in the approved FY 2019-2021 Capital Investment Program, San Lorenzo River Lagoon Management Project (c601403) and has been present in the City's Capital Investment Program since FY 2014.

FISCAL IMPACT: Approval of the resolution has no fiscal implications for the General Fund.

Prepared by:
Scott Ruble
Principal Analyst

Submitted by:
Mark R. Dettle
Director of Public Works

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE WILDLIFE
CONSERVATION BOARD FOR THE “ADDRESSING LIMITING FACTORS IN THE SAN
LORENZO RIVER LAGOON: A BOTTOM UP APPROACH TO ENHANCING STREAM
FLOW IN THE SAN LORENZO RIVER SYSTEM” PROJECT.

WHEREAS, funds were made available to the Wildlife Conservation Board through the Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Proposition 1) for projects that enhance stream flow; and

WHEREAS, the City of Santa Cruz intends to: protect important habitat for juvenile steelhead and other species provided by the San Lorenzo River lagoon; prevent catastrophic breaches of the lagoon; prevent localized flooding caused by high lagoon levels; and protect from public safety threats posed by illegal or catastrophic breaches by constructing a passive, head-driven culvert water level control structure and by dedicating an additional 0.5 CFS of summer instream flows from two cold-water tributaries in the lower watershed,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Santa Cruz hereby:

1. Approves the filing of an application for funding from the Wildlife Conservation Board; and
2. Certifies that said Applicant will comply with all federal, state and local environmental, public health, and other appropriate laws and regulations applicable to the project and will obtain or will ensure that other project partners obtain all appropriate permits applicable to the project; and
3. Further commits to the terms and conditions specified in the grant agreement; and
4. Appoints the Principal Management Analyst of the Public Works Department as a representative of the City of Santa Cruz to conduct negotiations, agreements, amendments, payment requests, and other documents which may be necessary for the completion of the project.

PASSED AND ADOPTED this 14th day of May, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

Rosemary Balsley

From: A Webb <webbheart@gmail.com>
Sent: Friday, May 10, 2019 3:12 PM
To: City Council
Subject: May 14, 2019, Item #19 - Grant Funding from the Wildlife Conservation Board for the San Lorenzo River Lagoon Management Project

There is only an agenda report and a resolution included, but nothing that really gets into what this culvert idea looks like, where it will be, etc.

Excerpt from the Agenda Report:

"More importantly, it creates serious public safety concerns as the lagoon's stagnant waters can create unhealthy water conditions, and the lagoon can easily be breached illegally, creating an extremely dangerous fast flowing river on Main Beach at times when there can be thousands of people of the beach"

Can you discuss the following:

How will these illegal breaches be prevented by this culvert system?

Apparently it is to prevent emergency breaches, etc by authorized persons, avoid certain flooding, and protect wildlife habitat.

Thanks,
Anita Webb



CITY COUNCIL AGENDA REPORT

DATE: 5/9/2019

AGENDA OF: 5/14/2019

DEPARTMENT: Water

SUBJECT: Newell Creek Dam Inlet/Outlet Replacement Project –Final Environmental Impact Report and Project Approval (WT)

RECOMMENDATION: Resolution certifying the Final Environmental Impact Report for the Newell Creek Dam Inlet/Outlet Replacement Project.

Resolution adopting Findings of Fact and a Mitigation, Monitoring, and Reporting Program and approving the Newell Creek Dam Inlet/Outlet Replacement Project.

BACKGROUND: In November 2018, the City released the Draft Environmental Impact Report (EIR) for the Newell Creek Dam Inlet/Outlet Replacement Project and is today seeking certification of the Final EIR for the project. The EIR was prepared in accordance with the provisions of the California Environmental Quality Act (CEQA). The project is a critical component of the Water Department's Capital Investment Program and necessary to protect the City's ability to deliver drinking water to its customers.

Proposed Project:

The proposed project would consist of replacement of the existing aging Newell Creek Dam inlet/outlet works in new locations at the Loch Lomond Reservoir and other associated improvements. The Project is comprised of the following primary components:

- Three new inlets located within the Reservoir that would function to control and convey flows into and out of the Reservoir,
- A 14-foot maximum diameter tunnel containing 48-inch and 10-inch inlet/outlet pipelines through the right (west) abutment and under the dam,
- An outlet structure with valves and controls at the toe of the dam to convey flows into and out of the inlet/outlet pipelines; the structure would also provide for energy dissipation for water releases to the Newell Creek Pipeline or beneficial releases,
- A new control house on the dam crest to house controls for the inlets,
- A new dam seepage collection and monitoring system,
- Replacement of an approximate 2,000 linear-foot segment of the Newell Creek Pipeline between the existing outlet structure and the first isolation valve,
- Improvements along the dam's access roads to improve access for construction, including a new culvert crossing at the spillway plunge pool, and

- Decommissioning the existing inlet/outlet works once the replacement inlet/outlet system is operational.

The proposed Project would be constructed independently of the existing inlet/outlet works with minimal disruption to current water delivery operations. There are no proposed changes to existing operations at Newell Creek Dam and the Loch Lomond Reservoir.

Project onsite construction would take approximately 24 months and may begin as soon as spring of 2020. Eight sites adjacent to Newell Creek Dam and the reservoir, totaling approximately 15 acres, have been identified as potential construction staging areas. These areas may be used for storage of construction equipment and materials, as well as storage and/or permanent placement of excavated materials.

Major construction elements include grading to create an approximate 0.5-acre “construction platform” at the toe of the dam; excavation of a tunnel under the dam to house the inlet/outlet conduit; and subsurface dredging and installation of the new intakes in the Reservoir. A temporary boat launch facility would be installed near the intake construction area for equipment and materials during construction within the Reservoir. Grading and excavation of the construction platform and 14-foot diameter tunnel would result in approximately 22,600 cubic yards (cy) of spoils that would be permanently placed on site (at identified staging areas) or hauled off site to a suitable user or disposal site. Subsurface dredging would generate approximately 23,000 to 34,000 cubic yards of subsurface spoils to be disposed of within the reservoir thalweg.

Facility Background:

The Newell Creek Dam, which impounds Loch Lomond Reservoir, is located about ten miles north of the City in the forested Santa Cruz Mountains. Completed in 1961, Newell Creek Dam is a zoned earthfill dam approximately 195 feet high with a crest length of about 750 feet. The City of Santa Cruz Water Department operates Loch Lomond Reservoir as the primary surface water storage facility for the City’s water system.

The existing Newell Creek Dam inlet/outlet works are the infrastructure used to transfer untreated water into and out of the Reservoir. We use the inlet outlet works to:

- Deliver surface water diversions into the Reservoir that are conveyed to the dam via the Newell Creek Pipeline from the Felton Diversion on the San Lorenzo River;
- Deliver raw water from storage in the Reservoir to the Newell Creek Pipeline for conveyance to the City’s Graham Hill Water Treatment Plant;
- Provide beneficial releases (“fish flows”) to Newell Creek downstream of the dam; and
- Implement operational and emergency flow releases from the Reservoir when needed.

The existing Newell Creek Dam inlet/outlet works includes an intake structure, conduit under the dam, and an outlet vault. The existing intake structure (technically an inlet/outlet structure) which is located on the upstream dam face near the left/east abutment and consists of five 12-inch diameter inlet/outlet gates in the Reservoir connected to a 24-inch diameter cement mortar-lined pipe encased in reinforced concrete. Four of the original five sluice gates were replaced with new stainless steel knife gates in 2012; the fifth and lowest inlet is currently capped and

inoperable. The 24-inch sloping intake pipeline enlarges to a 30- to 36-inch diameter inlet/outlet conduit that extends under the dam and terminates at a vault (outlet vault) at the downstream toe of the dam. At the outlet vault, the 36-inch diameter conduit bifurcates to a 22-inch diameter pipe connected to the Newell Creek Pipeline and a 24-inch plug valve for making operational and emergency releases.

Other appurtenant (accessory) structures at the Newell Creek Dam include a control house on the crest of the dam, the spillway and spillway appurtenances (spillway bridge and spillway plunge pool which drains to Newell Creek), two seepage monitoring weirs, and a seepage channel that carries dam seepage, beneficial releases, and operational and emergency releases from the toe of the dam to the spillway plunge pool and Newell Creek.

The Newell Creek Pipeline is a 22-inch diameter cement mortar-lined steel pipe installed in 1960 in conjunction with the construction of Newell Creek Dam. A segment of the pipeline was replaced in 1982. The repaired segment (approximately 185 linear feet) is encased under a concrete cap and is currently used as a wet ford to cross the spillway plunge pool to reach the toe of the dam. The pipeline alignment runs south from the dam's outlet structure, below the ford, under or adjacent to the dam toe access road then follows the alignment of Newell Creek Access Road. At the southern end of the project area, the pipeline is suspended from the Newell Creek Access Road Bridge where it crosses Newell Creek. From the bridge, the Newell Creek Pipeline extends approximately 5 miles to the Graham Hill Water Treatment Plant.

The City also operates and maintains the Loch Lomond Recreation Area, located north of Newell Creek Dam and accessed by local roads. The Recreation Area is open seasonally during day-time hours and provides a range of recreational activities including boat rentals, picnicking, fishing, hiking and interpretive programming.

Existing Inlet/Outlet Facility Conditions:

The existing NCD inlet/outlet works is approaching the end of its useful design life as illustrated by three primary identified deficiencies: an inoperable fifth inlet/outlet gate in the reservoir, inlet/outlet conduit deterioration, and an inoperable and partially closed plug valve at the toe of the dam.

The fifth and lowest inlet of the five original inlets of the sloping intake portion of the inlet/outlet works is buried by sediment and surficial landslide material. As part of a 2012 project, this inlet was partially dug out, modified, and capped with a blind flange rendering the intake inoperable. Additionally, the conduit portion of the inlet/outlet works is original construction and is corroding as is typical of unlined steel infrastructure of this age. There were three unmanned inspections of the existing inlet/outlet in 2008, 2013 and 2015. While none of the inspections were able to access the full length of the conduit, the inspections revealed that the steel liner for the sloping intake and concrete conduit is deteriorating due to lack of protective lining.

A 24-inch plug valve at the outlet vault that would normally control emergency releases from the reservoir to Newell Creek is currently stuck in a partially open position and is inoperable and cannot be repaired. The purpose of this valve is to control the flow rate of water being released from the reservoir outlet works for both emergency and operational releases. A downstream

valve has been installed to control releases, but the capacity of the releases is limited by the inoperable valve.

Emergency Reservoir Drawdown Conditions and Requirements:

The City has never experienced a situation that required an emergency drawdown of the reservoir. The California Department of Water Resources Division of Safety of Dams (DSOD) regulates non-federal dams in California. DSOD requires dams, such as Newell Creek Dam, with a storage capacity greater than 5,000 acre feet to be able to fully drain the reservoir to deadpool in 90 days (deadpool refers to the elevation of the lowest operable intake gate) and to have an outlet capable of drawing down the maximum reservoir storage capacity by ten percent within seven to ten days. NCD has historically been required by DSOD to have an inlet/outlet structure with sufficient capacity to lower reservoir storage by ten percent within ten days, but DSOD has advised that the standard for a new project should be the capacity to lower reservoir storage by ten percent within seven days.

To address the inlet/outlet works deficiency caused by the inoperable 24-inch plug valve, the City has been operating under an Interim Dewatering Plan accepted by DSOD in 2015. A condition of operation under the Interim Dewatering Plan is that the City provide a long-term strategy to address the deficiency. Under the Interim Dewatering Plan, emergency releases would be made through a combination of three downstream valves on the Newell Creek Pipeline until long-term improvements are made. The City can draw down reservoir to deadpool in 90 days using the Interim Drawdown Plan, but permanent improvements are needed to address requirement for ten percent drawdown of reservoir capacity within seven days.

Project Purpose:

As previously indicated, the existing NCD inlet/outlet works is approaching the end of its useful design life. As such, the proposed Newell Creek Dam Inlet/Outlet Replacement Project is necessary to protect the City's ability to deliver drinking water to its customers. Currently, the Reservoir is the only asset that provides drinking water security in the City's water system in the form of raw water storage. Future failure of the existing inlet/outlet works may eliminate the City's ability to provide drinking water to its customers during two crucial periods: during dry summer months when other sources cannot meet demand and during winter when other water sources are too turbid due to storm runoff. Furthermore, the proposed improvements would improve the City's overall operational efficiency, improve system performance, and maintain long-term reliable storage for the City's drinking water supply. Additionally, the Project is also necessary for the City to meet DSOD requirements for Reservoir draw down in an emergency.

DISCUSSION: The City issued a Notice of Preparation of an EIR on June 28, 2018. The City followed required procedures with regard to distribution of the appropriate notices and environmental documents to the State Clearinghouse which made the information available to interested agencies for review and comment. In addition, the Notice of Preparation was circulated for a 30-day review period to local, regional, and federal agencies; to organizations and interested citizens that have requested notification; and to owners of property contiguous to the Project site in accordance with noticing requirements in the City's CEQA Guidelines. Additionally, two EIR Scoping Meetings were held during the public review period on July 18, 2018 and July 19, 2018 to receive comments regarding the scope of issues to be addressed in the

EIR. Ads for the scoping meeting were run in the Santa Cruz Sentinel and Press Banner. The Notice of Preparation and all comments received on the Notice of Preparation are included in Appendix A of the Final EIR.

On November 7, 2018, the City released the DEIR to the State Clearinghouse, local and regional public agencies, and other interested organizations and individuals for a 45-day public review period that ended on December 21, 2018. A Notice of Availability of the Draft EIR was also sent to neighboring property owners. The Notice of Availability was run as a legal ad in the Santa Cruz Sentinel on November 5, 2018. The Draft EIR was made available for public review at the Water Department Engineering Counter, the Downtown Branch Public Library, and the Felton Branch Public Libraries. The DEIR also was available on the City's website on the Water Department's Environmental Documents webpage. Additionally, two public meetings were held during the public review period on December 11 and December 13, 2018 to inform the public about the proposed project and to solicit comments on the Draft EIR. Ads for the public meetings were run in Santa Cruz Sentinel and the Press Banner and meeting flyers were posted in the City of Santa Cruz and various locations in the San Lorenzo Valley.

The DEIR includes an analysis of the following environmental issue areas:

- Air Quality and Greenhouse Gas Emissions
- Biological Resources
- Cultural and Tribal Cultural Resources
- Forest Resources
- Geology and Soils
- Hazards and Hazardous Materials
- Hydrology and Water Quality
- Noise
- Transportation and Traffic
- Land Use
- Other CEQA-Required Sections: Cumulative Impacts, Alternatives, Significant Unavoidable Impacts, Significant Irreversible Changes, and Growth Inducement

No significant unavoidable impacts were identified in the Draft EIR, and mitigations were proposed for all potentially significant impacts to reduce those impacts to a level of less than significant.

A total of five letters commenting on the Draft EIR were received during the public review period. Letters were received from California Governor's Office of Planning and Research, California Department of Fish and Wildlife, Monterey Bay Air Resources District, San Andreas Land Conservancy, and Raines Janecka.

Responses to comments were sent to commenting public agencies in accordance with CEQA. The Final EIR includes all comment letters received on the Draft EIR and provides responses to individual comments that were submitted. It also summarizes sections of the EIR document that were revised to provide corrected or clarified text or in response to the public comments.

Revisions to text include: minor revisions to Project Best Management Practices (BMPs) and Mitigation Measures; addition of new BMPs to require pre-construction Worker Environmental

Awareness Training; addition of one cumulative project; a new description of a controlled detonation construction technique that could have limited use during tunnel excavation to supplement the primary technique of excavation by road header if needed; as well as updates to, but no changes to significance findings in, the analyses of air quality and greenhouse gas emissions, biological resources, hazards and hazardous materials and noise.

The Water Commission has received information on the purpose, need, cost, scope, schedule, and environmental impacts of the project and believes the analyses are sound and the project should proceed as scheduled, the next step of which would be for City Council to certify the Final EIR and approve the project. It is therefore recommended that City Council, by resolution, (1) certify the Final EIR for the Newell Creek Dam Inlet/Outlet Replacement Project and (2) adopt Findings of Fact and a Mitigation Monitoring and Reporting Program and approve the Newell Creek Dam Inlet/Outlet Replacement Project. The project would be bid following a future action by City Council in winter 2020.

FISCAL IMPACT: Certification of the Final EIR and project approval has no direct fiscal implications. However, future contracts related to project construction would be required to be approved by the City for project implementation.

Prepared by:
Heidi Luckenbach
Deputy Director/Engineering
Manager

Submitted by:
Rosemary Menard
Water Director

Approved by:
Martín Bernal
City Manager

Available for public review online and at the Water Department Engineering Counter - Draft Environmental Impact Report for the Newell Creek Dam Inlet/Outlet Replacement Project

Available for public review online and at the Water Department Engineering Counter - Final Environmental Impact Report for the Newell Creek Dam Inlet/Outlet Replacement Project

ATTACHMENTS:

1. Resolution certifying the Final Environmental Impacts Report for the Newell Creek Dam Inlet/Outlet Replacement Project
2. Resolution adopting Findings of Fact and a Mitigated Monitoring and Reporting Program and approving the Newell Creek Dam Inlet/Outlet Replacement Project
3. Exhibit A - CEQA Findings
4. Exhibit B - Mitigation Monitoring and Reporting Program

RESOLUTION NO. ____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ CERTIFYING
THE FINAL ENVIRONMENTAL IMPACT REPORT FOR NEWELL CREEK DAM
INLET/OUTLET REPLACEMENT PROJECTT

WHEREAS, pursuant to Public Resources Code section 21067 of the California Environmental Quality Act (Pub. Res. Code §§ 21000 et seq.) (“CEQA”) and section 15367 of the State CEQA Guidelines (Cal. Code Regs, tit. 14, § 15000 et seq.), the City is the lead agency for the proposed Newell Creek Dam Inlet/Outlet Replacement Project; and

WHEREAS, a Notice of Preparation (“NOP”) of an Environmental Impact Report (“EIR”) for the Newell Creek Dam Inlet/Outlet Replacement Project (the “Project”) was issued by the Water Department of the City of Santa Cruz on June 28, 2018; and

WHEREAS, an EIR Scoping Meeting was held on July 18, 2018 in Santa Cruz and on July 19, 2018 in Ben Lomond to receive comments regarding the scope of issues to be addressed in the EIR; and

WHEREAS, a Draft Environmental Impact Report (“DEIR” or “Draft EIR”) was prepared and issued for agency and public review and comment on November 7, 2019, for a 45-day review period that ended on December 21, 2019; and

WHEREAS, four (4) comment letters were received on the Draft EIR from public agencies, organizations, and individuals; and

WHEREAS, a Final Environmental Impact Report (“FEIR” or “Final EIR”), incorporating all comments received on the DEIR and responses to comments was issued on April 1, 2019; and

WHEREAS, the Final EIR consists of the November Draft EIR, comments received on the DEIR, responses to comments, modifications made to the text of the Draft EIR, appendices to the DEIR, and all documents and resources referenced and incorporated by reference in the EIR; and

WHEREAS, the FEIR has been completed in compliance with the California Environmental Quality Act (CEQA), Public Resources Code Section 21000 et seq, the Guidelines for Implementation of the California Environmental Quality Act (14 Cal. Code Regs. Section 15000 et seq.) (the “State CEQA Guidelines”) and local procedures adopted pursuant thereto; and

WHEREAS, the City of Santa Cruz Water Commission considered the Project at a meeting on May 6, 2019 and has received information on the purpose, need, cost, scope, schedule, and environmental impacts of the project and believes the analyses are sound and the

RESOLUTION NO.

project should proceed as scheduled, the next step of which would be for City Council to certify the Final EIR and approve the project.

WHEREAS, the City Council considered the FEIR at a meeting on May 14, 2019;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz as follows:

- The City Council certifies that the Final EIR has been completed in compliance with CEQA, the State CEQA Guidelines, and local procedures adopted pursuant thereto.
- The City Council hereby finds that the Final EIR reflects the City's independent judgment and analysis, as required by Public Resources Code Section 21082.1.
- The City Council has independently reviewed and analyzed the Final EIR and considered the information contained therein and all comments, written and oral, received prior to approving this resolution.
- The City Council therefore hereby certifies the Final Environmental Impact Report for the Project.

PASSED AND ADOPTED this ____ day of ____, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Mayor

ATTEST: _____
City Clerk

RESOLUTION NO. NS-____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
ADOPTING FINDINGS OF FACT AND A MITIGATION MONITORING AND
REPORTING PROGRAM FOR THE NEWELL CREEK DAM INLET/OUTLET
REPLACEMENT PROJECT AND APPROVING THE PROJECT

WHEREAS, pursuant to Public Resources Code section 21067 of the California Environmental Quality Act (Pub. Res. Code §§ 21000 et seq.) (“CEQA”) and section 15367 of the State CEQA Guidelines (Cal. Code Regs, tit. 14, § 15000 et seq.), the City is the lead agency for the proposed Newell Creek Dam Inlet/Outlet Replacement Project; and

WHEREAS, a Notice of Preparation (“NOP”) of an Environmental Impact Report (“EIR”) for the Newell Creek Dam Inlet/Outlet Replacement Project (the “Project”) was issued by the Water Department of the City of Santa Cruz on June 28, 2018; and

WHEREAS, an EIR Scoping Meeting was held on July 18, 2018 in Santa Cruz and on July 19, 2018 in Ben Lomond to receive comments regarding the scope of issues to be addressed in the EIR; and

WHEREAS, a Draft Environmental Impact Report (“DEIR” or “Draft EIR”) was prepared and issued for agency and public review and comment on November 7, 2019, for a 45-day review period that ended on December 21, 2019; and

WHEREAS, four (4) comment letters were received on the Draft EIR from public agencies, organizations, and individuals; and

WHEREAS, a Final Environmental Impact Report (“FEIR” or “Final EIR”), incorporating all comments received on the DEIR and responses to comments was issued on April 1, 2019; and

WHEREAS, the Final EIR consists of the November Draft EIR, comments received on the DEIR, responses to comments, modifications made to the text of the Draft EIR, appendices to the DEIR, and all documents and resources referenced and incorporated by reference in the EIR; and

WHEREAS, on May 14, 2019, the City Council in Resolution No. ____ certified the FEIR for the Newell Creek Dam Inlet/Outlet Replacement Project; and

WHEREAS, the Final EIR identified certain significant and potentially significant adverse effects on the environment that would be caused by the approval and implementation of the Newell Creek Dam Inlet/Outlet Replacement Project as proposed; and

WHEREAS, the Final EIR outlined various mitigation measures that would avoid (i.e., render less than significant) the project’s significant effects on the environment, as well as alternatives to the project as proposed which would provide some environmental advantages; and

RESOLUTION NO. NS-

WHEREAS, the City of Santa Cruz is required, pursuant to the CEQA, to adopt all feasible mitigation measures or feasible project alternatives that can substantially lessen or avoid any significant environmental effects of a proposed project; and

WHEREAS, Public Resources Code section 21081, subdivision (a), requires a public agency, before approving a project for which an EIR has been prepared and certified, to adopt findings specifying whether mitigation measures and, in some instances, alternatives discussed in the EIR, have been adopted or rejected as infeasible; and

WHEREAS, Sections I through VII of Exhibit A to this Resolution are a set of Findings of Fact prepared in order to satisfy the requirements of Public Resources Code section 21081, subdivision (a); and

WHEREAS, as the Findings of Fact explain, the City Council, reflecting the advice of City and Water Department Staff, and extensive input from the community, has expressed its intention to approve the proposed project; and

WHEREAS, in taking this course, the City Council has acted consistent with the CEQA mandate to look to mitigation measures and/or alternatives as a means of substantially lessening or avoiding the environmental effects of projects as proposed; and

WHEREAS, all significant environmental effect associated with the project, as approved, can be avoided (rendered less than significant) through the inclusion of mitigation measures proposed in the Final EIR; and

WHEREAS, the City Council in approving the project as proposed intends to adopt all mitigation measures set forth in the Findings of Fact; and

WHEREAS, because all significant effects can be avoided through the adoption of feasible mitigation measures, the City Council need not consider the feasibility of project alternatives, and need not adopt a statement of overriding considerations pursuant to Public Resources Code section 21081, subdivision (b); and

WHEREAS, the City Council recognizes the City's obligation, pursuant to Public Resources Code section 21081.6, subdivision (a), to ensure the monitoring of all adopted mitigation measures necessary to avoid the significant effects of the project; and

WHEREAS, Exhibit B to this Resolution is the Mitigation Monitoring and Reporting Plan prepared in order to comply with § 21081.6, subdivision (a);

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz as follows:

1. In approving this Resolution, the City Council adopts Sections I through VII of Exhibit A attached hereto in order to satisfy its obligations under Public Resources Code sections 21002 and 21081, subdivision (a);

RESOLUTION NO. NS-

2. In approving this Resolution, City Council adopts Exhibit B attached hereto in order to satisfy its obligations under Public Resources Code section 21081.6, subdivision (a);
3. The City Council hereby approves the project and directs City Staff to file with the County Clerk and the Office of Planning and Research in Sacramento a Notice of Determination commencing the 30-day statute of limitations for any legal challenge to the project based on alleged non-compliance with CEQA; and
4. All environmental documents and other materials that constitute the record of proceedings upon which this decision is based, are located at the City of Santa Cruz Water Development Department, 212 Locust Street, Suite C, Santa Cruz, California 95060.

PASSED AND ADOPTED this ____ day of ____, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED : _____
Mayor

ATTEST: _____
City Clerk

EXHIBIT A

CEQA FINDINGS OF FACT

**OF THE CITY COUNCIL OF
THE CITY OF SANTA CRUZ**

for the

NEWELL CREEK DAM INLET/OUTLET REPLACEMENT PROJECT

May 14, 2019

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I.

INTRODUCTION

The City of Santa Cruz (“City”), as lead agency, prepared an Environmental Impact Report (“EIR”) for the Newell Creek Dam Inlet/Outlet Replacement Project (“the Project”). The Final EIR (FEIR), dated April 2019, consists of the November 2018 Draft EIR (“Draft EIR” or “DEIR”) with revisions, public comments and responses, and a Mitigation Monitoring and Reporting Program (MMRP). The EIR is a project-level EIR pursuant to Section 15161 of the Guidelines for Implementation of the California Environmental Quality Act (14 Cal. Code Regs. Section 15000 et seq.) (the “State CEQA Guidelines”). The Project consists replacement of the existing aging inlet/outlet works at the Newell Creek Dam (NCD). (DEIR, p. 1-1).

These findings have been prepared in accordance with the California Environmental Quality Act (“CEQA”) (Pub. Resources Code, § 21000 et seq.), the CEQA Guidelines (Cal. Code Regs., tit. 14, § 15000 et seq.), and the City of Santa Cruz CEQA Guidelines. The FEIR is hereby incorporated by reference into these Findings.

II.

PROJECT DESCRIPTION

A. Location

NCD, which impounds Loch Lomond Reservoir (Reservoir), is located in unincorporated Santa Cruz County, approximately 10 miles north of the City of Santa Cruz and two miles east of the community of Ben Lomond. NCD and the southern half of the Reservoir are located on an approximate 520-acre site owned by the City of Santa Cruz. Newell Creek feeds the Reservoir from the north, and continues south from the dam where it eventually joins the San Lorenzo River and flows into the Pacific Ocean. Access to NCD is provided by Newell Creek Road off Glen Arbor Road. (FEIR, p. 3-1).

B. Project Overview

The Project would consist of replacement of the existing aging inlet/outlet works in new locations at the Reservoir and other associated improvements.

C. Project Objectives

The objectives for the Project are as follows (FEIR, pp. 3-7 – 3-8):

1. Protect the City’s water supply system by addressing deficiencies in the NCD inlet/outlet works to maintain full system functionality and reliability, including the ability to collect water from different elevations in the Reservoir for treatment at the Graham Hill Water Treatment Plant.

2. Address deficiencies in the NCD inlet/outlet works to meet DSOD requirements to lower the maximum reservoir storage by 10 percent of the hydraulic head within seven days and to fully drain the reservoir to the deadpool in 90 days.
3. Improve overall operational efficiency and system performance of the NCD inlet/outlet works to provide flexibility to efficiently meet water demands and reservoir maintenance.
4. Improve access and ability to inspect and maintain the inlet/outlet system.
5. Implement an inlet/outlet replacement project that is relatively cost-effective in terms of both capital and operation/maintenance costs.
6. Complete the first segment replacement of the existing aging Newell Creek Pipeline to prevent damage during construction of the NCD inlet/outlet replacement project.
7. Maintain uninterrupted beneficial flow releases during construction of a new inlet/outlets works project.

Based on its own review of the EIR and other information and testimony received in connection with the Project, the City Council finds these objectives to be acceptable.

D. Project Description

The proposed project would consist of replacement of the existing aging Newell Creek Dam inlet/outlet works in new locations at the Loch Lomond Reservoir and other associated improvements. The Project is comprised of the following primary components:

- Three new inlets located within the Reservoir that would function to control and convey flows into and out of the Reservoir,
- A 14-foot maximum diameter tunnel containing 48-inch and 10-inch inlet/outlet pipelines through the right (west) abutment and under the dam,
- An outlet structure with valves and controls at the toe of the dam to convey flows into and out of the inlet/outlet pipelines; the structure would also provide for energy dissipation for water releases to the Newell Creek Pipeline or beneficial releases,
- A new control house on the dam crest to house controls for the inlets,
- A new dam seepage collection and monitoring system,
- Replacement of an approximate 2,000 linear-foot segment of the Newell Creek Pipeline between the existing outlet structure and the first isolation valve,
- Improvements along the dam's access roads to improve access for construction, including a new culvert crossing at the spillway plunge pool, and
- Decommissioning the existing inlet/outlet works once the replacement inlet/outlet system is operational.

The proposed Project would be constructed independently of the existing inlet/outlet works with minimal disruption to current water delivery operations. There are no proposed changes to existing operations at Newell Creek Dam and the Loch Lomond Reservoir.

Project onsite construction would take approximately 24 months and may begin as soon as spring of 2020. Eight sites adjacent to Newell Creek Dam and the reservoir, totaling approximately 15 acres, have been identified as potential construction staging areas. These areas may be used for storage of construction equipment and materials, as well as storage and/or permanent placement of excavated materials.

Major construction elements include grading to create an approximate 0.5-acre “construction platform” at the toe of the dam; excavation of a tunnel under the dam to house the inlet/outlet conduit; and subsurface dredging and installation of the new intakes in the Reservoir. A temporary boat launch facility would be installed near the intake construction area for equipment and materials during construction within the Reservoir. Grading and excavation of the construction platform and 14-foot diameter tunnel would result in approximately 22,600 cubic yards (cy) of spoils that would be permanently placed on site (at identified staging areas) or hauled off site to a suitable user or disposal site. Subsurface dredging would generate approximately 23,000 to 34,000 cubic yards of subsurface spoils to be disposed of within the reservoir thalweg.

III. **ENVIRONMENTAL REVIEW PROCESS**

In accordance with section 15082 of the CEQA Guidelines, the City issued a Notice of Preparation (“NOP”) of an EIR on June 28, 2018. Pursuant to CEQA Guidelines sections 15023, subdivision (c), and 15087, subdivision (f), the State Clearinghouse in the Office of Planning and Research was responsible for distributing environmental documents to State agencies, departments, boards, and commissions for review and comment. The City followed required procedures with regard to distribution of the appropriate notices and environmental documents to the State Clearinghouse. The State Clearinghouse was obligated to make, and did make, that information available to interested agencies for review and comment. In addition, the NOP was circulated for a 30-day review period on June 28, 2018 to local, regional, and federal agencies; organizations and interested citizens that have requested notification in the past; and to owners of property contiguous to the Project site in accordance with noticing requirements in the City’s CEQA Guidelines. Additionally, two EIR Scoping Meetings were held on July 19, 2019 and July 19, 2019 to receive comments regarding the scope of issues to be addressed in the EIR. The NOP and all comments received on the NOP are presented in Appendix A of the Final EIR. (FEIR, p. 2-4.)

The DEIR includes an analysis of the following issue areas:

- Air Quality and Greenhouse Gas Emissions
- Biological Resources
- Cultural and Tribal Cultural Resources
- Forest Resources
- Geology and Soils
- Hazards and Hazardous Materials
- Hydrology and Water Quality
- Noise

- Transportation and Traffic
- Land Use
- CEQA-required Sections: Significant Unavoidable Impacts; Significant Irreversible Changes; Growth Inducement; Cumulative Impacts; and Alternatives

On November 7, 2018, the City released the DEIR to the State Clearinghouse, local and regional public agencies, and other interested organizations and individuals for a 45-day public review period that ended on December 21, 2018. A Notice of Availability of the Draft EIR was sent to neighboring property owners. Additionally, two public meetings were held during the public review period on December 11 and December 13, 2018 to inform the public about the proposed project and to solicit comments on the Draft EIR. The Draft EIR was available for public review during normal business hours during the comment period at the Water Department's office and at the Downtown and Felton Branch Public Libraries. The DEIR also was available on the City's website at: <http://www.cityofsantacruz.com/government/city-departments/water/online-reports/environmental-documents>. (DEIR, pp. 2-5 - 2-6.)

IV. RECORD OF PROCEEDINGS

In accordance with Public Resources Code section 21167.6, subdivision (e), the record of proceedings for the City's decision on the Project includes the following documents:

- The NOP (June 2018), including related comments from agencies, organizations and individuals, and all other public notices issued by the City in conjunction with the Project;
- The Draft EIR for the Project (November 2018) and all appendices, as well as all documents cited or referenced therein;
- The Final EIR for the Project (April 2019) and all appendices, as well as all documents cited or referenced therein;
- Any minutes and/or verbatim transcripts of all information sessions, public meetings, and public hearings held by the City in connection with the Project;
- Any documentary or other evidence submitted to the City at such information sessions, public meetings, and public hearings;
- Any and all resolutions adopted by the City regarding the Project, and all staff reports, analyses, and summaries related to the adoption of those resolutions;
- Matters of common knowledge to the City, including, but not limited to federal, state, and local laws and regulations;

- Any documents expressly cited in the DEIR and FEIR, and these findings, in addition to those cited above; and
- Any other materials required for the record of proceedings by Public Resources Code section 21167.6, subdivision (e).

The City Council has relied on all of the documents listed above in reaching its decision on the Project, even if not every document was formally presented to the City Council or City Staff as part of the City files generated in connection with the Project

The documents constituting the record of proceedings are available for review by responsible agencies and interested members of the public during normal business hours at the City of Santa Cruz Water Department, 212 Locust Street, Suite C, Santa Cruz, California 95060.

V. **FINDINGS REQUIRED UNDER CEQA**

Public Resources Code section 21002 provides that “public agencies should not approve projects as proposed if there are feasible alternatives or feasible mitigation measures available which would substantially lessen the significant environmental effects of such projects[.]” The California Supreme Court has referred to this statutory command as the “substantive mandate” of CEQA. (See *Mountain Lion Foundation v. Fish & Game Commission* (1997) 16 Cal.4th 105, 134.) The same statute provides that the procedures required by CEQA “are intended to assist public agencies in systematically identifying both the significant effects of projects and the feasible alternatives or feasible mitigation measures which will avoid or substantially lessen such significant effects.”

The mandate and principles announced in Public Resources Code section 21002 are implemented, in part, through the requirement that agencies must adopt findings before approving projects for which EIRs are required. For each significant environmental effect identified in an EIR for a project, the approving agency must adopt a written finding reaching one or more of three permissible conclusions. The first such finding is that changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effect as identified in the final EIR. The second permissible finding is that such changes or alterations are within the responsibility and jurisdiction of another public agency and not the agency making the finding. Such changes have been adopted by such other agency or can and should be adopted by such other agency. The third potential conclusion is that specific economic, legal, social, technological, or other considerations, including provision of employment opportunities for highly trained workers, make infeasible the mitigation measures or project alternatives identified in the final EIR. (CEQA Guidelines, § 15091, subd. (a).)

As used in these findings, the term “avoid” refers to the effectiveness of one or more mitigation measures to reduce an otherwise significant effect to a less than significant level. In contrast, the term “substantially lessen” is understood to refer to the effectiveness of such measure or measures to substantially reduce the severity of a significant effect, but not to reduce that effect to a less than significant level. Because, as shown below, there are no instances in which

mitigation measures do not fully avoid otherwise significant effects, however, the term “substantially lessen” is not used below.

Because all of the significant impacts identified in the EIR can be fully avoided (i.e., rendered less than significant) through the adoption of feasible mitigation measures, the City has satisfied CEQA’s substantive mandate without any need to consider the feasibility of alternatives. (See *Laurel Hills Homeowners Association v. City Council* (1978) 83 Cal.App.3d 515, 521.)

Nor is there any need for the City Council to adopt a statement of overriding considerations pursuant to CEQA Guidelines section 15093. Such a statement, which identifies project benefits that “override” any significant unavoidable environmental effects of a project, need only be adopted where, indeed, there are significant unavoidable effects. Here there are none.

VI.

MITIGATION MONITORING AND REPORTING PROGRAM

A Mitigation Monitoring and Reporting Program (Exhibit B) has been prepared for the project, and will be approved by the City Council by the same Resolution that adopts these findings. The City will use the Mitigation Monitoring and Reporting Program to track compliance with project mitigation measures and Project-proposed Best Management Practices (BMPs). The Mitigation Monitoring and Reporting Program will remain available for public review during the compliance period.

VII.

SIGNIFICANT EFFECTS AND MITIGATION MEASURES

The Final EIR identified significant environmental effects (or impacts) resulting from construction of the Project. All impacts can be avoided or reduced to a less-than-significant level by the adoption of feasible mitigation measures.

The City’s findings with respect to the project’s significant effects and mitigation measures are set forth below for each significant impact. The following statement of findings does not attempt to describe the full analysis of each environmental impact contained in the EIR. Instead, it provides a summary description of each impact, describes the applicable mitigation measures identified in the Final EIR and adopted by the City, and states the City’s findings on the significance of each impact after imposition of the adopted mitigation measures, accompanied by a brief explanation. Full explanations of these environmental findings and conclusions can be found in the Final EIR. These findings hereby incorporate by reference the discussion and analysis in those documents supporting the Final EIR’s determinations regarding mitigation measures and the project’s impacts and mitigation measures designed to address those impacts. In making these findings, the City Council ratifies, adopts, and incorporates into these findings the analysis and explanation in the Final EIR and ratifies, adopts, and incorporates in these findings the determinations and conclusions of the Final EIR relating to environmental impacts

and mitigation measures, except to the extent any such determinations and conclusions are specifically and expressly modified by these findings.

Significant Impacts That Can Be Mitigated to a Less-Than-Significant Level

A. Biological Resources

Impact BIO-1A: Special-status Species – Federally-listed Species. The Project could result in direct impacts to federally-listed steelhead, if any individuals are present, and indirect impacts to habitat for steelhead and federally- and state-listed coho salmon species.

Construction of the Project improvements could result in direct impacts to steelhead if present, in the upper reach of Newell Creek, but would not result in direct impacts to coho salmon, a federally- and state-listed endangered species because they are not expected to occur within the study area. Installation of a portion of the replaced segment of the NCP and a culvert bridge crossing at the spillway plunge pool would cross an approximately 65-foot segment of Newell Creek, which is designated critical habitat for steelhead and coho salmon. The spillway plunge pool and the downstream segment of Newell Creek would be dewatered and diverted during construction of the bridge crossing and NCP. If steelhead are present in either Newell Creek or the spillway plunge pool, dewatering and rescue and relocation activities would be required. While highly unlikely, individual fish could be injured or killed during the rescue and relocation process.

Construction activities could also result in indirect impacts to downstream water quality and habitat due to potential erosion and sedimentation into the creek from construction in and adjacent to Newell, water quality impacts due to other construction materials potentially entering the creek, and potential discharge into Newell Creek of “dewatered” groundwater captured and treated from the tunnel excavation. Such water quality effects could result in indirect adverse impacts to coho salmon and steelhead or degradation of suitable spawning and rearing habitat for these species in the lower reaches of Newell Creek.

The Project includes 22 Best Management Practices (BMPs) to avoid construction-related erosion, sedimentation, and water quality impacts to Newell Creek and indirect impacts to listed fish (BMP # 2-5, 8-17, 20-27). (FEIR p. 3-27 – 3-31.)

Mitigation Measures. Implementation of proposed Project Best Management Practices (BMPs) to protect water quality and stream habitat and Mitigation Measures BIO-1A-1 would prevent or minimize indirect impacts to Newell Creek habitat, and implementation of Mitigation Measure BIO-1A-2 would avoid direct impacts to steelhead if present during dewatering and construction in the creek channel. These measures would reduce the impact to a less-than-significant level.

Mitigation BIO-1A-1. All in-stream construction activities shall be limited to the low-flow period between June 15 through November 1, except by extension approved by CDFW and NOAA Fisheries.

Mitigation BIO-1A-2. If native fish or native aquatic vertebrates are present when cofferdams, water bypass structures, and silt barriers are to be installed, a native fish and aquatic vertebrate rescue and relocation plan shall be prepared, approved by CDFW and NOAA Fisheries, and implemented by a qualified biologist during dewatering of the spillway plunge pool and Newell Creek to ensure that significant numbers of native fish and aquatic vertebrates are not stranded.

FINDING: The potentially significant impact of the Project on federally-listed species can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-1A-1 and BIO-1A-2, which have been required or incorporated into the Project. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact BIO-1B: Special-Status Species – State-Listed Species. The Project could result in impacts to foothill yellow-legged frog, a candidate for state listing, if any individuals are present at the construction sites.

The foothill yellow-legged frog is not expected to breed or regularly occur within the study area due to the lack of suitable aquatic habitat for breeding and absence of other habitat characteristics that this species requires, although one individual was observed onsite during site surveys. Dispersing individuals could temporarily occur within suitable refugia habitat along Newell Creek and aquatic areas within the study area. Construction activities in these areas could result in adverse impacts on individuals of this species, if any are present during Project construction.

Mitigation Measures. Implementation of Mitigation Measure BIO-1B would reduce the impact to a less-than-significant level. The City will conduct seasonal surveys over a one-year period in accordance with California Department of Fish and Wildlife (CDFW) guidelines to further determine whether the species is present in the study area. Impacts would be avoided through pre-construction surveys to ensure that no individuals are present in the construction area.

Mitigation BIO-1B-1.

Seasonal surveys based on guidance provided by the CDFW, including survey methods outlined in CDFW's "Considerations for Conserving the Foothill Yellow-Legged Frog." (May 2018) shall be initiated at least one year prior to construction.

Not more than 48 hours prior to commencement of construction activities occurring between March 1 and September 30 in or adjacent to Newell Creek associated with the installation of the NCP, new culvert bridge crossing

downstream of the spillway plunge pool, and establishment of the construction platform work area at the toe of NCD, a qualified biologist, or trained designee (as approved by CDFW), shall conduct a pre-construction survey for foothill yellow-legged frog. The survey shall be conducted within suitable habitat that could be directly or indirectly impacted by construction activities associated with the Project components and at the locations described above. The surveys shall be conducted pursuant to currently accepted methods/protocols for this species as determined by CDFW.

If no individual foothill yellow-legged frogs are observed during the pre-construction surveys, monitoring and inspection of suitable habitat shall occur, unless otherwise approved by CDFW, each day during construction activities implemented during March 1 – September 30, to ensure that no individual foothill yellow-legged frogs have moved into the work areas in the time since the focused pre-construction survey was completed.

If foothill yellow-legged frogs are detected during the pre-construction survey or during the monitoring and inspections during construction, CDFW shall be consulted to determine the appropriate course of action to avoid take of the species. Such actions could include avoidance of the occupied area until it is determined that the individual is no longer present in the habitat area to be disturbed; establishment of exclusion fencing or similar measures; increased frequency or duration of inspections and monitoring; and/or relocation of any individual frogs that could be adversely affected by the Project.

FINDING: The potentially significant impact of the Project on a candidate species for state listing can be mitigated to a less-than-significant level by the imposition of Mitigation BIO-1B-1, which has been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact BIO-1C: Special-status Species – State Species of Special Concern. The Project could result in impacts to animals that are identified as state Species of Special Concern that could be present at the sites during construction.

Construction of some Project components could result in impacts to habitat or individual animals identified as State Species of Special Concern that are known to occur or have potential to occur on or adjacent to the Project study area, if any are present in the construction area.

Western Pond Turtle. Construction activities in Loch Lomond Reservoir, establishment of staging areas and improvements to access roads adjacent to the Reservoir, and installation of the new NCP and culvert bridge crossing, could result in direct impacts through injury or harm to individual Western pond turtles, eggs or nests. However, because pond turtles are secretive and averse to human activity and disturbance, it is

anticipated that any individual pond turtles that are present in the vicinity of the in Reservoir work area will move out of and away from the work area to other undisturbed portions of the reservoir as work activities are initiated.

Santa Cruz Black Salamander and California Giant Salamander. Ground disturbing activities in damp upland areas near Newell Creek and aquatic areas at the base of NCD could result in impacts to individuals of this species if present and could impact habitat for the California giant salamander. The following Project components could have effects on individuals or habitat for these species: the establishment of the construction platform at the base of NCD; installation of the new NCP across Newell Creek; and construction of the culvert bridge crossing downstream of the spillway plunge pool.

San Francisco Dusky-Footed Woodrat. Construction activities that involve ground disturbance or removal of vegetation, especially those activities necessary for establishment of Project work areas and staging areas, could result in impacts to San Francisco dusky-footed woodrat if present.

Special-Status Bat Species. The potential for pallid bat and Townsend's big-eared bat to breed and/or roost within the study area is considered low based on the general lack of suitable roosting habitat. Direct impacts on active maternity roosts or on daytime roost sites that would result in direct harm/injury to roosting bats would be considered potentially significant under CEQA.

Mitigation Measures. Impacts would be avoided with installation of exclusion fencing at specified construction sites to prevent animals from entering construction areas (Mitigation BIO-1C-1) and pre-construction surveys and relocation of individuals, if found or delaying construction until individuals are not present for some species (Mitigation BIO-1C-2-6). Therefore, implementation of Mitigation Measures BIO-1C-1 through BIO-1C-6 would reduce the impact to a less-than-significant level.

Mitigation BIO-1C-1. Due to the presence of suitable aquatic and upland habitats for Western pond turtle, Santa Cruz black salamander, and California giant salamander in the Project construction footprint, wildlife exclusion fencing shall be installed to: (1) prevent individuals of these species from accessing the active work and staging areas; and (2) define the boundary of and protect all suitable aquatic and upland habitat areas that will not be directly affected by construction activities. The wildlife exclusion fencing will be established between the identified construction areas and upland and aquatic habitats to be avoided.

The specific locations and placement of fencing will be determined by the City in coordination with a qualified biologist and will be based on the extent of proposed construction activities and field conditions at each work area. The fencing alignment and work areas enclosed by the fencing shall be thoroughly inspected by a qualified biologist prior to installation by searching under rocks, logs, leaf litter, etc. to find and relocate any individuals of these species in the area. Following completion of fencing installation, the fence alignment will be

inspected once daily for the duration of construction activities by a qualified biologist, or trained designee (as approved by CDFW), to confirm the integrity and function of the fencing and ensure wildlife are not becoming entrapped in the fencing.

Mitigation BIO-1C-2. Western Pond Turtle. Not more than five days prior to the commencement of construction activities in Loch Lomond Reservoir and any ground disturbing activities associated with establishment of Staging Areas 1 and 7, the access road to these staging areas, construction platform at the toe of NCD, and associated work areas in or adjacent to Newell Creek and spillway plunge pool, a qualified biologist shall conduct a focused survey for Western pond turtle, its nests, and/or eggs within these work areas and within 50 feet of the construction/ground disturbance footprint. If no Western pond turtles are observed, construction activities may begin without the need for further surveys or protection measures. If Western pond turtles are observed, then a qualified biologist shall capture the turtles and translocate them to an area of equally suitable habitat away from the construction footprint. Approval from CDFW would be required prior to handling/translocating individuals of this species.

If occupied nests are observed during the pond turtle nesting season (March – July), the nests will be marked and fenced with exclusion fencing in such a manner that emerging young would not be able to move into areas where they could be crushed by vehicles or equipment. If nests cannot be avoided, construction activities within 50 feet of the identified nest location shall be delayed until the qualified biologist determines that the nests are no longer occupied.

Mitigation BIO-1C-3. Santa Cruz Black Salamander. Not more than 48 hours prior to initial ground disturbing activities, a pre-construction survey for Santa Cruz black salamander shall be conducted within all areas of Santa Cruz black salamander suitable habitat that will be directly or indirectly affected by Project construction activities and within 50 feet of such areas. Suitable habitat for this species in the study area consists of damp upland areas near/adjacent to existing aquatic features at the base of NCD including Newell Creek, the spillway plunge pool, seepage channel, ephemeral drainage, and seeps. Monitoring for this species shall also be conducted at least once daily during initial ground disturbing activities. If any individuals of Santa Cruz black salamander are observed during the pre-construction survey or subsequent monitoring, they shall be moved to the nearest appropriate habitat outside of the construction footprint by a qualified biologist. Approval from CDFW would be required prior to handling/translocating individuals of this species.

Mitigation BIO-1C-4. California Giant Salamander. Not more than 48 hours prior to initial ground disturbing activities, a pre-construction survey for California giant salamander shall be conducted within all areas of suitable habitat for this species (i.e., Newell Creek, the seepage channel, seeps and surrounding upland

areas associated with these aquatic features) that will be directly or indirectly affected by Project construction activities and within 50 feet of such areas. Monitoring for this species shall also be conducted at least once daily during initial ground disturbing activities. If any individuals of California giant salamander are observed during surveys, they shall be moved to the nearest appropriate habitat outside of the construction footprint by a qualified biologist. Approval from CDFW would be required prior to handling individuals of this species.

Mitigation BIO-1C-5. San Francisco Dusky-footed Woodrat. Not more than thirty (30) days prior to commencement of ground disturbing activities at each work area, a qualified biologist shall conduct a pre-construction survey to locate existing San Francisco dusky-footed woodrat nests. Any nests that are identified in the construction footprint or within 20 feet shall be photographed, mapped and flagged or fenced for avoidance. For the protection of San Francisco dusky-footed woodrat individuals that may be present in the construction footprint, complete avoidance of San Francisco dusky-footed woodrat middens/nests is recommended.

If avoidance of identified middens/nests is not feasible, the following measures are recommended prior to the commencement of ground disturbing activities to avoid and reduce impacts on San Francisco dusky-footed woodrat:

- a) After obtaining approval of the biologist qualifications from CDFW, a qualified biologist shall dismantle the nest by hand to allow for adult San Francisco dusky-footed woodrat individuals to escape (this work shall be conducted outside of the breeding season for this species which is April through June);
- b) If young are observed during the dismantling process, the qualified biologist shall stop work for a minimum of 24 hours to allow the adult woodrats to relocate their young;
- c) Once the nest is determined to be vacant, the dismantling process shall be completed and the nest materials shall be collected and moved to another suitable location nearby and outside of the construction footprint to allow for nest reconstruction; and
- d) Where feasible, piles of cut vegetation and slash generated by project clearing and grubbing activities shall be left outside of, but near the work area, to provide refuge for woodrats that may become displaced by project activities.

Mitigation BIO-1C-6. Special-status Bats. Not more than 15 days prior to the initiation of any construction activities that involve tree trimming or removal, including clearing and grubbing of work areas and staging areas, that could affect potential daytime or maternity roost sites, a focused visual survey shall be completed by a qualified biologist to determine if any potential roost sites are present. Surveys for daytime roosts are required year round while surveys for potential maternity roost sites are only required from April through July.

If active daytime roosts are discovered, disturbance to the roost site shall not occur until it is determined by the biologist that any bats using the roost are no longer present.

If active maternity roosts are discovered that could be directly impacted by tree trimming/removal and/or Project construction activities, an appropriate no disturbance buffer will be established by a qualified biologist in coordination with City staff and maintained until it is determined by the biologist that all young have fledged and are no longer dependent upon the roost site for survival. The no disturbance buffer distances will be a minimum of 25 feet, but this distance may be increased or decreased based on site specific conditions, including location and relationship of the roost site to the construction zone, and type of construction activities being conducted.

FINDING: The potentially significant impact of the Project on State Species of Special Concern can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-1C-1, BIO-1C-2, BIO-1C-3, BIO-1C-4, BIO-1C-5, and BIO-1C-6, which have been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact BIO-1D: Special-status Plant Species. Project construction and ground disturbance in proposed staging and work areas could result in impacts to special-status plant species if any are present.

One plant species, woodland woollythreads, a California Native Plant Society Listed 1B.2 plant, may be present in some staging areas. The species was not observed in any of the Project work areas or staging areas that were defined at the time of the reconnaissance-level spring field surveys conducted in April 2018, but may be present and potentially impacted in revised Staging Areas 5-7.

Mitigation Measures. Pre-construction surveys will be conducted during the flowering season to determine whether the species is present in the specified areas. If any plants are found, implementation of specified preservation restoration, enhancement and/or relocation measures as specified in Mitigation BIO-1D-1 would avoid impacts to this plant species. Therefore, implementation of Mitigation Measure BIO-1D-1 would reduce the impact to a less-than-significant level.

Mitigation BIO-1D-1. If ground disturbing activities will occur in Staging Areas 5-7 or are proposed outside of these or any of the other (previously surveyed) staging or work areas, protocol-level surveys shall be performed for woodland woollythreads plant species during the blooming period for this species which is typically March to July. If this species is not detected, no further surveys or mitigation would be necessary. If any individuals or populations of woodland

woolythreads are detected, the location(s) shall be mapped, and a mitigation plan shall be prepared and implemented that includes, but is not limited to, the following elements and criteria:

- a) A description of any areas of habitat occupied by special-status plants to be preserved and/or removed by the Project;
- b) Identification and evaluation of the suitability of on-site or off-site areas for preservation, restoration, enhancement or translocation;
- c) Analysis of species-specific requirements and considerations and specific criteria for success relative to the Project's impact on this species and restoration, enhancement or translocation.
- d) A description of proposed methods of preservation, restoration, enhancement, and/or translocation;
- e) A description of specific performance standards, including a required replacement ratio and minimum success standard of 1:1 for impacted individuals or populations;
- f) A monitoring and reporting program to ensure mitigation success; and
- g) A description of adaptive management and associated remedial measures to be implemented in the event that performance standards are not achieved.

FINDING: The potentially significant impact of the Project on special status plant species Concern can be mitigated to a less-than-significant level by the imposition of Mitigation Measure BIO-1D-1, which has been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact BIO-2: Sensitive Habitats. Project construction and ground disturbing activities in proposed staging and work areas could result in impacts to and loss of sensitive vegetation communities that are present in these areas.

Project construction activities could result in degradation and/or loss of sensitive vegetation communities, including red alder-bigleaf maple forest, bigleaf maple forest, and coast live oak-madrone woodland. Project construction would result in impacts to approximately 0.60 acre of sensitive vegetation communities with approximately 18,295 square feet (0.42 acre) of riparian vegetation removed.

Mitigation Measures. Mitigation BIO-2-1 would protect retained sensitive riparian vegetation, and implementation of a habitat restoration plan (Mitigation BIO-2-2) would mitigate impacts of removal of sensitive riparian habit as a result of construction. Therefore, implementation of Mitigation Measures BIO-2-1 and BIO-2-2 would reduce the impact to a less-than-significant level.

Mitigation BIO-2-1. When working in or adjacent to the active stream channel (i.e., construction of the culvert bridge crossing and NCP crossing), avoid disturbance

of retained riparian vegetation (Red alder-Bigleaf maple forest), to the maximum extent practicable.

Mitigation BIO-2-2. For unavoidable impacts to the Red alder-bigleaf maple forest (which constitutes the only riparian community in the study area), coast live oak-madrone woodland, and bigleaf maple forest communities, a project-specific revegetation and restoration plan shall be developed and implemented. The plan shall specify the criteria and standards by which the revegetation and restoration actions will compensate for impacts of the proposed Project on these communities and shall at a minimum include discussion of the following:

- a) the restoration objectives and type and amount of restoration to be implemented (in-kind at a minimum restoration to impact ratio of 1:1);
- b) the location of the proposed restoration site(s) (either on-site or within the San Lorenzo River watershed, if possible);
- c) the methods to be employed for restoration implementation;
- d) success criteria and a monitoring program to ensure vegetation community restoration success;
- e) adaptive management and remedial measures to be implemented in the event that performance stands are not achieved; and
- f) a mechanism for long term management and protection of the restoration area.

FINDING: The potentially significant impact of the Project on sensitive habitats can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-2-1 and BIO-2-2, which has been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact Bio-3: Jurisdictional Aquatic Resources. The Project could result in impacts to jurisdictional aquatic resources, including wetlands and non-wetland waters of the United States.

The proposed Project would result in impacts to Loch Lomond Reservoir, the seepage channel, two ephemeral drainages, a roadside swale, two seep wetlands, one seasonal wetland, and Newell Creek, all of which are considered potential jurisdictional waters of the U.S, totaling approximately 0.06 acre of impacts to wetlands and 1.52 acres of impacts to non-wetland waters of the U.S.

Mitigation Measures. Future Project design refinements developed for the final construction plans would endeavor to avoid jurisdictional wetlands (Mitigation BIO-3-1). Where resources can be avoided, a compensatory mitigation plan will be implemented to provide in-kind replacement of impacted habitat (Mitigation BIO-3-2). Protected aquatic resources will be avoided through establishment of protective fencing at construction sites to prevent damage to protected resources. Therefore, implementation of Mitigation

Measures BIO-3-1, BIO-3-2 and BIO-3-3 would reduce the impact to a less-than-significant level.

Mitigation BIO-3-1. Future refinements to the proposed Project (i.e, as Project components are further developed from the 50% design level to 100% design) shall endeavor to avoid jurisdictional aquatic resources, to the extent practicable, through Project design changes or implementation of alternative construction methodologies.

Mitigation BIO-3-2. For unavoidable impacts to jurisdictional aquatic resources, a project-specific mitigation plan shall be developed, approved by the ACOE and RWQCB through their respective regulatory permitting processes, and implemented. The mitigation plan shall specify the criteria and standards by which the mitigation will compensate for impacts of the proposed Project and include discussion of the following:

- a) the mitigation objectives and type and amount of mitigation to be implemented (in-kind mitigation at a minimum mitigation ratio of 1:1);
- b) the location of the proposed mitigation site(s) (within the San Lorenzo River watershed, if possible);
- c) the methods to be employed for mitigation implementation (wetland establishment, re-establishment, enhancement, preservation);
- d) success criteria and a monitoring program to ensure mitigation success;
- e) adaptive management and remedial measures in the event that performance stands are not achieved; and
- f) a mechanism for long term management and protection of the mitigation area.

Mitigation BIO-3-3. Where feasible and appropriate, all jurisdictional aquatic resources not directly affected by construction activities will be avoided and protected by establishing staking, flagging or fencing between the identified construction areas and aquatic resources to be avoided/preserved.

FINDING: The potentially significant impact of the Project on jurisdictional wetlands and waters of the U.S. can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-3-1, BIO-3-2 and BIO-3-3, which have been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact Bio-4: Nesting Birds. The Project could result in impacts to nesting birds if vegetation removal and/or construction activities occur during the nesting season.

The Project has the potential to impact nesting birds if construction activities, including tree removal and ground disturbance, occur during the nesting season and nesting birds are present. All native birds and common raptors, in California are protected by the federal Migratory Bird Treaty Act (MBTA), and provisions of the California Fish and

Game Code. Section 3503.5 of the California Fish and Game Code specifically protects raptors. Ground disturbance or vegetation removal that would result in destruction of active bird nests or disruption of breeding/nesting activity could be a violation of the MBTA and/or California Fish and Game Code.

Mitigation Measures. Pre-construction surveys during the nesting season would be conducted, and if nesting birds are identified, appropriate construction buffers would be established as specified in the mitigation measures or avoidance of construction to prevent disturbance to nesting birds. Implementation of Mitigation Measures Bio-4-1 and BIO-4-2 will mitigate potential impacts of future development on biological resources (nesting birds) to a less-than-significant level.

Mitigation Bio-4-1. If ground disturbing activities are to commence during the nesting season (February 1 – August 31), no more than two weeks prior to any ground disturbing activities, including site preparation, staging, removal of vegetation, and clearing and grubbing activities, a nesting bird survey shall be completed by a qualified biologist to determine if any native birds are nesting in or adjacent to the study area (including within a 50-foot buffer for passerine species and a 250-foot buffer for raptors). If any active nests of native birds are observed during surveys, a suitable avoidance buffer from the nests should be determined by a qualified biologist in coordination with City staff, based on species, location, and extent and type of planned construction activity. Impacts to active nests shall be avoided until the chicks have fledged and the nests are no longer active, as determined by the qualified biologist.

Mitigation Bio-4-2. Bald Eagle Pre-construction Nest Survey. A focused nest survey shall be conducted by a qualified biologist if construction activities are initiated during the nesting season for bald eagle (February—July for this species in California). The survey shall be conducted not more than 30 days prior to the initiation of construction activities including tree removal, other site preparation or ground disturbing activities adjacent to the Reservoir (e.g., clearing and grubbing/grading for establishment of staging areas), or any in-reservoir work, a focused nest survey shall be conducted by a qualified biologist. Surveys shall be conducted within all suitable nest habitat within the study area and within one half mile (or as otherwise determined appropriate by the qualified biologist) of the study area. If an active nest is located, the biologist, in coordination with City staff, shall determine the level of direct/indirect impacts that would likely occur to the nest and tree if construction activity will occur during the nesting season. The determination shall be made taking into consideration the type/extent of the activity, the location of the nest, and the direct line of sight of the activity from the nest. If no-disturbance buffers are determined to be necessary to protect nesting bald eagles, the buffer distances shall be established based on application of the criteria and standards described in the National Bald Eagle Management Guidelines (USFWS 2007).

If it is determined that no direct impacts to an active nest will occur (i.e., the tree would not be removed, trimmed, etc.), measures to mitigate indirect impacts will be taken depending on if there is visual line of sight to the construction activity

- a) If the tree with an active nest is within a visual line of sight of construction activity, then efforts will be made to conduct the construction activity outside the period when the nest is occupied, as determined by the biologist. Construction can begin/continue once it is determined that any young have fledged from the nest and are no longer dependent upon the nest for survival.
- b) If the tree with an active nest is outside the direct line of sight from the construction area, but construction will occur during the period of time the nest is active, an appropriate no disturbance buffer, taking into consideration factors such as the type/extent of the activity, the age of any young in the nest, tree cover, and topography, shall be established and maintained, until any young have fledged from the nest and are no longer dependent upon the nest for survival.
- c) If it is determined that a tree with an active bald eagle nest will be directly impacted (i.e., removed, trimmed, etc.) or that indirect impacts could result in take (e.g., nest abandonment, nest failure) of eggs or young in the nest, then the CDFW shall be consulted regarding the need for an Incidental Take Permit pursuant to Section 2081 of the California Fish and Game Code, and the United States Fish and Wildlife Service shall be consulted to determine the need for a take permit pursuant to the Bald and Golden Eagle Protection Act.

FINDING: The potentially significant impact of the Project on nesting birds can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-4-1 and BIO-4-2, which has been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

Impact Bio-8: In-Reservoir Fish and Water Quality. The Project could result in impacts to existing non-native game fish due to adverse effects on water quality from in-reservoir construction activities.

The proposed Project would not cause a fish or wildlife population to drop below self-sustaining levels. Fish habitat would not be altered in a way that would appreciably reduce existing fish habitat or degrade conditions in Loch Lomond Reservoir or in Newell Creek. Some of the proposed work may have the potential to result in water quality impacts to fish habitat, but Project BMPs and mitigation measures will be implemented to reduce these impacts to less-than-significant levels. Loch Lomond Reservoir supports a warm water fishery primarily composed of introduced game species. Dredging and excavation within the Reservoir would result in disturbance to and movement of sediments at the bottom of the Reservoir to establish the new intake foundations. This work would result in localized increased turbidity levels in the areas being dredged and locations where dredged materials would be deposited. Elevated levels of arsenic, cadmium and nickel could be re-suspended in the water during dredging.

The use of silt screens during dredging and disposal would isolate the work area and prevent impacts to species in the Reservoir. The reservoir supports a variety of non-native game fish, but does not support any anadromous salmonids or other state or federally-protected fish species. It is anticipated that silt screens would be needed to mitigate impact to water quality. The initial launch of the barge or other boats from the LLRA could introduce invasive aquatic species from boat surfaces into the Reservoir. However, the Project plans include a Construction Specification that requires decontamination of any vessels, equipment and tools prior to entering the water, which is also included as a Project BMP, which would prevent introduction of invasive species into the Reservoir.

The planned use of silt curtains (Project BMP 7) would prevent increased turbidity to areas outside the contained area, thus protecting the City's existing intakes and fish in the Reservoir during construction and preventing turbidity in downstream beneficial releases.

Mitigation Measures. Project Best Management Practice (BMP 7) requires use of silt screens to contain the Reservoir construction area to protect water quality. Mitigation Measure BIO-8-1 would protect the fishery resources and water quality in the Reservoir through monitoring of water quality during construction and taking corrective actions if needed. Therefore, implementation of Mitigation Measure BIO-8-1 would reduce impacts to a less-than-significant level.

Mitigation BIO-8-1. A Turbidity Monitoring Plan (Plan) shall be developed, submitted to RWQCB for review and approval, and implemented to guide appropriate management practices and corrective actions to ensure elevated turbidity levels in Loch Lomond Reservoir do not occur. This Plan would protect water quality in Loch Lomond Reservoir and ensure turbid water and/or water with elevated levels of contaminants are not released into Newell Creek via the continuous 1 CFS beneficial release. The Plan will describe the sampling methods, frequency, and criteria as well as thresholds for corrective action. The Plan will also specify a program for monitoring and reporting to the Central Coast RWQCB.

FINDING: The potentially significant impact of the Project on fish species in Loch Lomond Reservoir can be mitigated to a less-than-significant level by the imposition of Mitigation Measures BIO-8-1, which has been required or incorporated into the Project. The City hereby directs that this mitigation measure be adopted. Changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect as identified in the final EIR.

B. Cultural Resources

Impact CUL-5: Paleontological Resources. Ground-disturbing activities during construction could result in damage to previously undiscovered, intact paleontological resources below the ground surface.

No paleontological resources were identified within the Project site, but there are records of paleontological resource discoveries near or within the Project area within the same geological formation that is present on the Project site. While the Project area has been heavily disturbed by development for the existing dam and related facilities, intact paleontological resources may be present below the original layer of fill material. Given the proximity of past fossil discoveries in the surrounding area and the potentially fossiliferous Miocene age sedimentary deposits mapped in this area (e.g., Monterey Formation), undisturbed portions of these geological units within the Project site would be considered highly sensitive for supporting paleontological resources. Ground-disturbing activities associated with construction of the proposed Project, such as grading, have the potential to destroy a unique paleontological resource or site. Without mitigation, the potential damage to paleontological resources during construction would be a potentially significant impact.

Mitigation Measures. A construction worker training and monitoring program would be implemented that sets forth actions to be undertaken in the event of discovery of paleontological resources during construction, and actions if a find is determined significant (Mitigation CUL-5-1). Therefore impacts would be avoided or minimized. Implementation of Mitigation Measure CUL-5-1 would reduce the impact to a less-than-significant level.

Mitigation CUL-5-1. Prior to commencement of any grading activity on-site, the City shall retain a qualified paleontologist to prepare a Paleontological Resources Impact Mitigation Program (PRIMP), consistent with the guidelines of the Society of Vertebrate Paleontology (SVP) (2010) that outlines requirements for: worker environmental awareness training; locations and timing of construction monitoring; procedures for discoveries treatment; and paleontological methods (including sediment sampling for microvertebrate fossils), reporting, and collections management.

The qualified paleontologist shall attend a preconstruction meeting to provide construction worker training regarding procedures in the event of discovery of paleontological resources during construction. Monitoring shall consist of onsite spot-checking once a week for five weeks during the excavation for the staging area, for two days during the first week of the tunnel excavation (to get a sense of the equipment operations), and several intermittent spot-checks thereafter. Monitoring of excavation shall consist of reviewing tunnel spoils but not entering the tunnel.

In the event that significant paleontological resources (e.g., fossils) are unearthed during grading, the paleontological monitor shall coordinate with the Construction Manager or City Staff to temporarily halt and/or divert grading activity within a 50-foot radius to examine the resource. If the find is significant, the City shall require treatment of the find in accordance with the recommendations of the paleontologist, which may include, but are not limited to, specimen recovery and

curation or thorough documentation. Once documentation and/or collection of the find is completed, grading may recommence in the area of the find.

FINDING: The potentially significant impact of the Project on paleontological resources can be mitigated to a less-than-significant level with imposition of Mitigation Measure CUL-5-1, which has been required or incorporated into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect.

C. Forest Resources

Impact FOR-2: Loss or Conversion of Forest Land. The proposed Project would result in conversion of forest land.

Several Project components, including grading and site preparation work associated with establishment of the construction platform at the base of NCD and establishment of staging areas, would involve permanent tree removal in areas considered forest land. A total of 12.5 acres of forest land could be impacted by the proposed Project, but none of the trees are virgin, old-growth, or initial stage old-growth redwood trees. The estimated impact to forest lands assumes that all proposed staging areas would be cleared of vegetation to permit storage of construction equipment and materials and/or disposal of excavated spoils. Permanent conversion of forest lands would occur at the site of the proposed “construction platform” at Staging Area 4 and at Staging Areas 3 and 5, which are identified as potential spoils disposal sites. Additionally, proposed Project construction activities may result in physical damage to residual trees where they are located adjacent to construction activity, as well as increase the potential for pathogen spread through the use of tools and equipment.

Mitigation Measures. Replanting of trees in temporarily disturbed construction areas (Mitigation FOR-2-1) and implementation of management measures on retained forest lands in the amount equal to permanently impacted forest lands would mitigate for conversion of forest land as a result of construction activities. Measures to protect retained trees and minimize spread of pathogens (Mitigation FOR-2-3 and FOR-2-4) would prevent impacts to retained forest land. Therefore, implementation of Mitigation Measures FOR-2-1 through FOR-2-4 would reduce the impact to a less-than-significant level.

Mitigation FOR-2-1. Replant trees where removed in temporarily disturbed areas resulting from Project construction where planting would meet forest management or habitat enhancement goals and recommendations identified in the City’s Draft Watershed Lands Management Plan (City of Santa Cruz, 2013) or the Watershed Resources Management Plan Planning Analysis and Recommendations Report (Swanson et al., 2002).

Mitigation FOR-2-2. Implement forest management measures on retained forest land consistent with City’s Draft Watershed Management Plan (City of Santa

Cruz, 2013). Management acreage should equal the total of permanently impacted forest land. Management may include:

- Recruitment of snags or other elements to facilitate the development of late-seral forest conditions.
- Removal of dead, dying, diseased, or hazardous trees.
- Management of fuel loads (e.g., fuel breaks, treatment of ladder fuels) to minimize the threat of catastrophic wildfire.
- Treatment and/or removal of invasive species, notably French broom.

Mitigation FOR-2-3. Implement measures to protect retained trees/stands from construction damage. This would be based a project-specific Tree Protection Plan to be prepared by an International Society of Arboriculture (ISA) Certified Arborist or Registered Professional Forester (RPF). The intent of the Plan is to minimize the potential for tree damage or mortality caused by construction-related activity. The Plan will address retained trees/stands adjacent to areas where soil disturbance is proposed and where tools or equipment have the potential for damaging tree roots and canopies. The Plan will include specific protection measures for the root zone, bole, and canopies of retained trees. The Plan will be consistent with ANSI A300 standards (ANSI 2012) for management and protection of trees during site development and construction activities and should include a construction monitoring and reporting component.

Mitigation FOR-2-4. Implement measures to minimize the potential for pathogen spread. Sanitize tools and equipment used in vegetation clearing (including tree removal) operations. If soil is collected on equipment, rinse equipment on site with a portable water tank or water truck, or at a designated rinsing station, to remove soil-borne pathogens and prevent transport to new sites. Implement additional prevention methods for SOD (University of California, 2010, COMTF, 2014) and pitch canker (University of California, 2013). Inspect loads of logs and equipment leaving the site to ensure that no host material is being transported without a permit (if material is being transported to a location outside the SOD Regulated Area). If importing vegetative material for restoration purposes, ensure that material that has been produced in conformance with the latest horticultural standards in pest and disease avoidance and sanitation.

FINDING: The potentially significant impact of the Project on forest resources can be mitigated to a less-than-significant level with imposition of Mitigation Measures FOR-2-1, FOR-2-2, FOR-2-3, and FOR-2-4, which have been required or incorporated into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect.

D. Hazards and Hazardous Materials

Impact HAZ-1B: Disposal of Hazardous Waste. Project construction would potentially generate bedrock/soil spoils with metals concentrations in excess of disposal standards for a Class III landfill.

Grading and excavation of the construction platform and tunnel would result in approximately 22,600 cubic yards (cy) of spoils. Excavated spoils would be temporarily stored at identified staging areas and some is expected to be reused on site. Any remaining material would be hauled off site to a suitable user or permanent disposal site. Bedrock materials in the area contain elevated, naturally occurring metals concentrations, and one of the two samples tested at the Project site contained cadmium concentrations in excess of initial screening levels for California hazardous waste. Because the cadmium concentrations in soil are naturally occurring, it is anticipated that the Santa Cruz County Environmental Health Services (the local CUPA) would allow the soil to be permanently reused at the Project site. Offsite disposal of excavated bedrock spoils with potentially elevated metals concentrations, such as cadmium, could result in adverse impacts to both the environment and disposal site personnel that would be mitigated with testing for hazardous materials prior to disposal.

Mitigation Measures. Mitigation measures require that excavated spoils be tested prior to off-site disposal in accordance with regulatory requirements. Implementation of Mitigation Measures HAZ-1B-1 and HAZ-1B-2 would reduce the impact to a less-than-significant level.

Mitigation HAZ-1B-1. The City Water Department shall require testing of representative bedrock/soil spoil samples, to be exported offsite, in accordance with the acceptance criteria of the anticipated disposal facility.

Mitigation HAZ-1B-2. In the event that offsite disposal of spoils would occur at construction projects in the area, the City shall require testing of representative bedrock/soil spoil samples, to be exported offsite, in accordance with regulatory criteria with respect to reuse on other properties located off the project site.

FINDING: The potentially significant impact of the Project regarding disposal of hazardous materials can be mitigated to a less-than-significant level with imposition of Mitigation Measures HAZ-1B-1 and HAZ-1B-2, which have been required or incorporated into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoids the significant environmental effect.

Impact HAZ-2A: Upset and Release of Hazardous Waste. Project construction would potentially result in accidental spills of petroleum products and hazardous materials.

Project-related construction equipment would require periodic maintenance and fueling, requiring use and storage of petroleum products. Although the probability is low, accidental spills or leaks of these fluids could directly enter the Reservoir and/or Newell Creek. The Project area would be required to obtain coverage under the Construction

General Permit, which pertains to pollution from grading and project construction. Coverage under the Construction General Permit requires a qualified individual (as defined by the State Water Resources Control Board [SWRCB]) to prepare a Stormwater Pollution Prevention Plan (SWPPP) to address the potential for construction-related activities to contribute to pollutants within the Project's receiving waterways. The Project include two BMPs (#11, 12) to prevent to contamination of water due to petroleum substances entering waterways.

Mitigation Measures. Implementation of proposed Project Best Management Practices (BMPs) to protect water quality and mitigation measures adds requirements to wash out equipment in designated areas (HAZ-2A-1) and inspection of equipment to prevent accidental spills (HAZ-2A-e). HAZ-2A-3 requires preparation of a spill contingency/containment plan. These measures would reduce the impact to a less-than-significant level.

Mitigation HAZ-2A-1. The City shall direct the contractor to wash out concrete trucks in a designated area, either on site or off site, where the material cannot run off into Loch Lomond Reservoir or Newell Creek. This area shall be specified on all applicable construction plans and be in place before any concrete is poured. The City shall direct the contractor to service construction vehicles in a manner that contains fluids, such as lubricants, within an impervious area to avoid spill-related water quality impacts.

Mitigation HAZ-2A-2. The City shall direct the contractor to inspect and, as necessary, service all equipment before it enters the construction site and regularly thereafter, and before working adjacent to the Loch Lomond Reservoir and Newell Creek, to avoid equipment leak-related water quality impacts. The City shall direct the contractor to repair any leaks or hoses/fittings in poor condition before the equipment begins operating.

Mitigation HAZ-2A-3. The City shall direct the contractor to prepare a spill contingency/containment plan prior to equipment use on the Project site, including in-reservoir and on the ground construction. The City shall direct the contractor to follow the spill contingency/containment plan, which shall include, but not be limited to:

- a) Specific bermed equipment maintenance and refueling areas.
- b) Spill containment boom around the dredge.
- c) Bermed and lined hazardous materials storage areas on-site that are covered during the rainy season.
- d) Hazardous material spill cleanup equipment for onshore areas (e.g., absorbent pads, shovels, and bags to contain contaminated soil) and within the reservoir (e.g., skimmers, socks and boom, absorbent pads, dispersants).
- e) Workers trained in the location and use of cleanup equipment.

FINDING: The potentially significant impact of the Project related to potential release of hazardous materials can be mitigated to a less-than-significant level with imposition of Mitigation Measure CUL-5-1, which has been required or incorporated into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect.

Impact HAZ-2B: Upset and Release of Hazardous Waste. Project construction would potentially result in health hazards to construction workers, due to exposure to metals in submerged Reservoir sediments, upland bedrock excavations, and upland excavation spoils.

Reservoir sediments sampled and analyzed in 2017, indicate elevated levels of arsenic, cadmium, and nickel. In addition, one rock core sample collected from a geotechnical boring along the proposed tunnel bore route contained cadmium concentrations in excess of initial screening levels for California hazardous waste. Dredging and excavation within the Reservoir would result in disturbance to and movement of sediments at the bottom of the Reservoir to establish the new intake foundations. This work would result in localized increased turbidity levels in the areas being dredged and locations where dredged materials would be deposited. Because sediments would remain wetted within the Reservoir, human health impacts from arsenic due to inhalation exposure would not be expected. However, in the event that sediments are handled when dry, construction personnel would be potentially exposed to elevated concentrations of metals. Similarly, excavations and grading completed in bedrock areas, including stockpiling of excess material, could potentially result in exposure of personnel to human health impacts associated with metals concentrations.

Mitigation Measures. Use of appropriate protective equipment by construction personnel would prevent exposure to hazardous materials. Implementation of the Mitigation Measure HAZ-2B-1 would reduce impacts to a *less-than-significant* level.

Mitigation HAZ-2B-1. The City shall direct the contractor to consult with an industrial hygienist to determine the appropriate level of personal protective equipment (PPE), if any, would be required for construction personnel during handling of Reservoir bottom sediments and participation in tunneling, excavating, stockpiling, and handling of on site bedrock and associated spoils. The contractor shall implement the recommendations by the industrial hygienist in order to minimize potential exposure of construction personnel to metals concentrations in bedrock/sediments during construction. All recommendations shall be completed in accordance with Occupational Safety and Health Administration (OSHA) Training Requirements (29 CFR 1910.132 and 1910.134, Subpart I – Personal Protective Equipment).

FINDING: The potentially significant impact of the Project on construction workers exposure to hazardous materials can be mitigated to a less-than-significant level with imposition of Mitigation Measure HAZ-2B-1, which has been required or incorporated

into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoid the significant environmental effect.

E. Hydrology and Water Quality

Impact HYDRO-4: Water Quality. Proposed dredging, tunneling, excavations, and grading would potentially violate water quality standards or waste discharge requirements or otherwise substantially degrade surface water quality due to potential erosion or inadvertent transport of construction debris or materials into Newell Creek or the Reservoir.

Tunnel construction and excavations for the tunnel portal, ground disturbance in the vicinity of the tunnel portal, temporary stockpiling of soil during tunnel boring activities, excavation and grading for the construction platform, and construction of the new outlet structure would result in exposure of soils to erosion and associated downstream sedimentation of Newell Creek, which is listed on the CWA 303(d) list of impaired water bodies for sedimentation. In addition, incidental spills of petroleum products (such as fuel, oil, grease, and solvents) into Newell Creek could occur during fueling and maintenance of the vehicles and equipment. Such spills could result in water quality degradation of Newell Creek. Impacts from construction-related activities would generally be short term and of limited duration. Requirements for construction activities within the Project area would be required to obtain coverage under the Construction General Permit, which pertains to pollution from grading and project construction. Coverage under the Construction General Permit requires preparation and implementation of a SWPPP to address the potential for construction-related activities to contribute to pollutants within the Project's receiving waterways. With the SWPPP and Project-proposed BMPs, impacts associated with new conduit tunnel and outlet structure construction would be less than significant.

Dredging within the Reservoir to install new intakes disposal of dredged materials in the Reservoir could result in violation of water quality standards and may exacerbate water quality problems in receiving waters already impaired by sediment. However, all dredging and spoils placement in the Reservoir would be performed within the confines of silt curtains to minimize temporary turbidity impacts to the Reservoir. Silt curtains would be necessary at both the excavation area and at the disposal site to contain the area of high turbidity and to maintain water quality elsewhere in the Reservoir, which would prevent significant water quality impacts.

The existing road to the toe of the dam is proposed for grading and resurfacing. An existing, unmaintained dirt road to Staging Areas 6 and 7 likely would require improvement to provide access to these sites, which could also result in erosion during construction and post-construction if improperly designed or maintained. Potential erosion from improved access roads could result in a potentially significant impact.

Mitigation Measures. The Project includes a BMP (#5) to limit use of dirt roads based on rainfall conditions with closure if needed to prevent excessive erosion. With property

design and construction of access roads (Mitigation HYDRO-4-1) and seasonal inspections of roads and drainage facilities (Mitigation HYDRO-4-2), potential impacts to water quality from access road erosion will be mitigated to a less-than-significant level.

Mitigation HYDRO-4-1. Develop and maintain construction access roads to minimize erosion and sediment generation in accordance with recommendations in the Draft Watershed Lands Management Plan, including, but not limited to:

- a) Install and maintain effective water bars and rolling drain dips.
- b) Maintain out-sloped roads wherever possible.
- c) Surface and/or resurface Project access roads with rock or other appropriate material to reduce erosion where road surface is visibly eroding and being transported off of the road, particularly where sediment can enter a watercourse.
- d) Reduce the use of inside ditches and culverts by installing rolling dips at appropriate intervals.

Mitigation HYDRO-4-2. Conduct field inspections of roads and drainage systems, including:

- a) Conduct field inspections prior to the rainy season, and during rainfall events greater than 2 inches, as needed.
- b) Clear road inlets, culverts, and other stream crossing structures of obstructions prior to and throughout the wet season.

FINDING: The potentially significant impact of the Project on erosion from construction and use of dirt access roads can be mitigated to a less-than-significant level with imposition of Mitigation Measures HYDRO-4-1 and HYDRO-4-2, which have been required or incorporated into the Project. The City therefore finds that changes or alterations have been required in, or incorporated into, the Project that avoids the significant environmental effect.

EXHIBIT B

MITIGATION MONITORING AND REPORTING PROGRAM

for the

NEWELL CREEK DAM INLET/OUTLET REPLACEMENT PROJECT

May 14, 2019

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<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
A. Biological Resources				
MITIGATION BIO-1A-1: All in-stream construction activities shall be limited to the low-flow period between June 15 through November 1, except by extension approved by CDFW and NOAA Fisheries.	Implementation actions are outlined in the mitigation measure, and the measure will be included as a Construction Specification.	<ul style="list-style-type: none"> City staff are responsible for inclusion of measure in Construction Specifications and periodic inspections during construction. Contractor is responsible for implementation during construction. 	<ul style="list-style-type: none"> Include measure in construction specs. Periodic inspection during construction to ensure no violations. 	
MITIGATION BIO-1A-2: If native fish or native aquatic vertebrates are present when cofferdams, water bypass structures, and silt barriers are to be installed, a native fish and aquatic vertebrate rescue and relocation plan shall be prepared, approved by CDFW and NOAA Fisheries, and implemented by a qualified biologist during dewatering of the spillway plunge pool and Newell Creek to ensure that significant numbers of native fish and aquatic vertebrates are not stranded.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> Fish rescue and relocation plan included in Biological Assessment to be reviewed by NOAA Fisheries. City responsible for hiring qualified biologist to be present during dewatering and to implement fish rescue and relocation plan if needed. Biologist shall maintain records of fish relocation efforts as set forth in the fish rescue plan. 	<ul style="list-style-type: none"> Plan to be approved prior to construction. Biologist to be present during dewatering. 	
MITIGATION BIO-1B-1: Seasonal surveys based on guidance provided by the CDFW, including survey methods outlined in CDFW's "Considerations for Conserving the Foothill Yellow-Legged Frog." (May 2018) shall be initiated at least one year prior to construction. Not more than 48 hours prior to commencement of construction activities occurring between March 1 and September 30 in or adjacent to Newell Creek associated with the installation of the NCP, new culvert bridge crossing downstream of the spillway plunge pool, and establishment of the construction platform work area at the toe of NCD, a qualified biologist, or trained designee (as	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for hiring qualified biologist to conduct pre-construction survey and trained designee for daily monitoring and implementation of relocation if needed 	<ul style="list-style-type: none"> Initiate seasonal surveys at least one year prior to construction. Preconstruction: Prior to construction (48 hours) Daily monitoring, March-September for construction elements described in measure 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
<p>approved by CDFW), shall conduct a pre-construction survey for foothill yellow-legged frog. The survey shall be conducted within suitable habitat that could be directly or indirectly impacted by construction activities associated with the Project components and at the locations described above. The surveys shall be conducted pursuant to currently accepted methods/protocols for this species as determined by CDFW.</p> <p>If no individual foothill yellow-legged frogs are observed during the pre-construction surveys, monitoring and inspection of suitable habitat shall occur each day during construction activities implemented during March 1 – September 30, unless otherwise approved by CDFW, to ensure that no individual foothill yellow-legged frogs have moved into the work areas in the time since the focused pre-construction survey was completed.</p> <p>If foothill yellow-legged frogs are detected during the pre-construction survey or during the monitoring and inspections during construction, CDFW shall be consulted to determine the appropriate course of action to avoid take of the species. Such actions could include avoidance of the occupied area until it is determined that the individual is no longer present in the habitat area to be disturbed; establishment of exclusion fencing or similar measures; increased frequency or duration of inspections and monitoring; and/or relocation of any individual frogs that could be adversely affected by the Project.</p>				
<p>MITIGATION BIO-1C-1. Due to the presence of suitable aquatic and upland habitats for Western pond turtle, Santa Cruz black salamander, and California giant salamander in the Project construction footprint, wildlife exclusion fencing shall be installed to: (1) prevent individuals of these species from accessing the active work and staging areas; and (2) define the boundary of and protect all suitable aquatic and upland habitat areas that will not be directly affected by</p>	<p>Implementation actions are outlined in the mitigation measure. Installation of exclusion fencing to be included in Construction Specifications.</p>	<ul style="list-style-type: none"> • City staff are responsible for inclusion of exclusion fencing measure in Construction Specifications and periodic inspections during construction. • City is responsible for hiring 	<ul style="list-style-type: none"> • Include measure in construction specs. • Installation prior to construction. • Periodic inspection during construction to ensure no violations. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
<p>construction activities. The wildlife exclusion fencing will be established between the identified construction areas and upland and aquatic habitats to be avoided.</p> <p>The specific locations and placement of fencing will be determined by the City in coordination with a qualified biologist and will be based on the extent of proposed construction activities and field conditions at each work area. The fencing alignment and work areas enclosed by the fencing shall be thoroughly inspected by a qualified biologist prior to installation by searching under rocks, logs, leaf litter, etc. to find and relocate any individuals of these species in the area. Following completion of fencing installation, the fence alignment will be inspected once daily for the duration of construction activities by a qualified biologist, or trained designee (as approved by CDFW), to confirm the integrity and function of the fencing and ensure wildlife are not becoming entrapped in the fencing.</p>		<p>qualified biologist to determine locations of exclusion fencing for aquatic species.</p> <ul style="list-style-type: none"> Contractor is responsible for installation. 		
<p>MITIGATION BIO-1C-2: Western Pond Turtle. Not more than five days prior to the commencement of construction activities in Loch Lomond Reservoir and any ground disturbing activities associated with establishment of Staging Areas 1 and 7, the access road to these staging areas, construction platform at the toe of NCD, and associated work areas in or adjacent to Newell Creek and spillway plunge pool, a qualified biologist shall conduct a focused survey for Western pond turtle, its nests, and/or eggs within these work areas and within 50 feet of the construction/ground disturbance footprint. If no Western pond turtles are observed, construction activities may begin without the need for further surveys or protection measures. If Western pond turtles are observed, then a qualified biologist shall capture the turtles and translocate them to an area of equally suitable habitat away from the construction footprint. Approval from CDFW would be required prior to handling/translocating individuals of this species.</p>	<p>Implementation actions are outlined in the mitigation measure.</p>	<ul style="list-style-type: none"> City responsible for hiring qualified biologist to conduct pre-construction survey. 	<p>Prior to construction (not more than 5 days) at locations specified in measure.</p>	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
If occupied nests are observed during the pond turtle nesting season (March – July), the nests will be marked and fenced with exclusion fencing in such a manner that emerging young would not be able to move into areas where they could be crushed by vehicles or equipment. If nests cannot be avoided, construction activities within 50 feet of the identified nest location shall be delayed until the qualified biologist determines that the nests are no longer occupied.				
MITIGATION BIO-1C-3: Santa Cruz Black Salamander. Not more than 48 hours prior to initial ground disturbing activities, a pre-construction survey for Santa Cruz black salamander shall be conducted within all areas of Santa Cruz black salamander suitable habitat that will be directly or indirectly affected by Project construction activities and within 50 feet of such areas. Suitable habitat for this species in the study area consists of damp upland areas near/adjacent to existing aquatic features at the base of NCD including Newell Creek, the spillway plunge pool, seepage channel, ephemeral drainage, and seeps. Monitoring for this species shall also be conducted at least once daily during initial ground disturbing activities. If any individuals of Santa Cruz black salamander are observed during the pre-construction survey or subsequent monitoring, they shall be moved to the nearest appropriate habitat outside of the construction footprint by a qualified biologist. Approval from CDFW would be required prior to handling/translocating individuals of this species.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to conduct pre-construction survey and construction monitoring. 	<ul style="list-style-type: none"> • Prior to construction (not more than 48 hours) at locations specified in measure. • Biological monitoring during initial ground disturbing activities. 	
MITIGATION BIO-1C-4. California Giant Salamander. Not more than 48 hours prior to initial ground disturbing activities, a pre-construction survey for California giant salamander shall be conducted within all areas of suitable habitat for this species (i.e., Newell Creek, the seepage channel, seeps and surrounding upland areas associated with these aquatic features) that will be directly or indirectly affected by Project construction activities and within 50 feet of such areas.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to conduct pre-construction survey and construction monitoring. 	<ul style="list-style-type: none"> • Prior to construction (not more than 48 hours) at locations specified in measure. • Biological monitoring during initial ground disturbing activities. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
Monitoring for this species shall also be conducted at least once daily during initial ground disturbing activities. If any individuals of California giant salamander are observed during surveys, they shall be moved to the nearest appropriate habitat outside of the construction footprint by a qualified biologist. Approval from CDFW would be required prior to handling individuals of this species.				
<p>MITIGATION BIO-1C-5. San Francisco Dusky-footed Woodrat. Not more than thirty (30) days prior to commencement of ground disturbing activities at each work area, a qualified biologist shall conduct a pre-construction survey to locate existing San Francisco dusky-footed woodrat nests. Any nests that are identified in the construction footprint or within 20 feet shall be photographed, mapped and flagged or fenced for avoidance. For the protection of San Francisco dusky-footed woodrat individuals that may be present in the construction footprint, complete avoidance of San Francisco dusky-footed woodrat middens/nests is recommended.</p> <p>If avoidance of identified middens/nests is not feasible, the following measures are recommended prior to the commencement of ground disturbing activities to avoid and reduce impacts on San Francisco dusky-footed woodrat:</p> <ol style="list-style-type: none"> After obtaining approval of the biologist qualifications from CDFW, a qualified biologist shall dismantle the nest by hand to allow for adult San Francisco dusky-footed woodrat individuals to escape (this work shall be conducted outside of the breeding season for this species which is April through June); If young are observed during the dismantling process, the qualified biologist shall stop work for a minimum of 24 hours to allow the adult woodrats to relocate their young; Once the nest is determined to be vacant, the dismantling process shall be completed and the 	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for hiring qualified biologist to conduct pre-construction survey and nest removal if necessary. 	<ul style="list-style-type: none"> Prior to construction (not more than 30 days prior) at locations specified in measure. Prior to construction, removal of nests outside breeding period, which is April-June 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
<p>nest materials shall be collected and moved to another suitable location nearby and outside of the construction footprint to allow for nest reconstruction; and</p> <p>d) Where feasible, piles of cut vegetation and slash generated by project clearing and grubbing activities shall be left outside of, but near the work area, to provide refuge for woodrats that may become displaced by project activities.</p>				
<p>MITIGATION BIO-1C-6. Special-status Bats. Not more than 15 days prior to the initiation of any construction activities that involve tree trimming or removal, including clearing and grubbing of work areas and staging areas, that could affect potential daytime or maternity roost sites, a focused visual survey shall be completed by a qualified biologist to determine if any potential roost sites are present. Surveys for daytime roosts are required year round while surveys for potential maternity roost sites are only required from April through July.</p> <p>If active daytime roosts are discovered, disturbance to the roost site shall not occur until it is determined by the biologist that any bats using the roost are no longer present.</p> <p>If active maternity roosts are discovered that could be directly impacted by tree trimming/removal and/or Project construction activities, an appropriate no disturbance buffer will be established by a qualified biologist in coordination with City staff and maintained until it is determined by the biologist that all young have fledged and are no longer dependent upon the roost site for survival. The no disturbance buffer distances will be a minimum of 25 feet, but this distance may be increased or decreased based on site specific conditions, including location and relationship of the roost site to the construction zone, and type of construction activities being conducted.</p>	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for hiring qualified biologist to conduct pre-construction survey. 	<ul style="list-style-type: none"> Prior to construction (not more than 15 days prior) at tree trimming or tree removal area; year-round for daytime roosts; Apr-July for maternity roosts. Prior to construction, removal of nests outside breeding period, which is April-June 	

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<p>MITIGATION BIO-1D-1: If ground disturbing activities will occur in Staging Areas 5-7 or are proposed outside of these or any of the other (previously surveyed) staging or work areas, protocol-level surveys shall be performed for woodland woollythreads plant species during the blooming period for this species which is typically March to July. If this species is not detected, no further surveys or mitigation would be necessary. If any individuals or populations of woodland woollythreads are detected, the location(s) shall be mapped, and a mitigation plan shall be prepared and implemented that includes, but is not limited to, the following elements and criteria:</p> <ul style="list-style-type: none"> a) A description of any areas of habitat occupied by special-status plants to be preserved and/or removed by the Project; b) Identification and evaluation of the suitability of on-site or off-site areas for preservation, restoration, enhancement or translocation; c) Analysis of species-specific requirements and considerations and specific criteria for success relative to the Project's impact on this species and restoration, enhancement or translocation. d) A description of proposed methods of preservation, restoration, enhancement, and/or translocation; e) A description of specific performance standards, including a required replacement ratio and minimum success standard of 1:1 for impacted individuals or populations; f) A monitoring and reporting program to ensure mitigation success; and g) A description of adaptive management and associated remedial measures to be implemented in the event that performance standards are not achieved. 	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to conduct protocol plant survey. 	<ul style="list-style-type: none"> • Prior to construction during blooming period (March-July) at Staging Areas 5-7 or other areas not previously surveyed where ground disturbing activities will occur 	

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MITIGATION BIO-2-1: When working in or adjacent to the active stream channel (i.e., construction of the culvert bridge crossing and NCP crossing), avoid disturbance of retained riparian vegetation (Red alder-Bigleaf maple forest), to the maximum extent practicable.	Implementation actions are outlined in the mitigation measure. Installation of exclusion fencing to be included in Construction Specifications.	<ul style="list-style-type: none"> • City responsible for review of final plans. • City is responsible for hiring qualified biologist to determine locations of exclusion fencing for retained riparian vegetation. • Contractor is responsible for installation. • City responsible for periodic inspections during construction. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Installation prior to construction. • Periodic inspection during construction to ensure no violations. 	
Mitigation BIO-2-2: For unavoidable impacts to the Red alder-bigleaf maple forest (which constitutes the only riparian community in the study area), coast live oak-madrone woodland, and bigleaf maple forest communities, a project-specific revegetation and restoration plan shall be developed and implemented. The plan shall specify the criteria and standards by which the revegetation and restoration actions will compensate for impacts of the proposed Project on these communities and shall at a minimum include discussion of the following: <ol style="list-style-type: none"> the restoration objectives and type and amount of restoration to be implemented (in-kind at a minimum restoration to impact ratio of 1:1); the location of the proposed restoration site(s) (either on-site or within the San Lorenzo River watershed, if possible); the methods to be employed for restoration implementation; success criteria and a monitoring program to ensure vegetation community restoration success; adaptive management and remedial measures to be implemented in the event that performance stands are not achieved; and a mechanism for long term 	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for final mitigation plans. • City is responsible for implementation as specified in the plan. 	<ul style="list-style-type: none"> • Mitigation plan to be included in permit reviews by CDFW (1602 Streambed Alteration Agreement) and RWQCB (401 Water Quality Certification) prior to site preparation (tree removal, ground disturbance). 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
management and protection of the restoration area.				
MITIGATION BIO-3-1: Future refinements to the proposed Project (i.e., as Project components are further developed from the 50% design level to 100% design) shall endeavor to avoid jurisdictional aquatic resources, to the extent practicable, through Project design changes or implementation of alternative construction methodologies.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for review of final plans. 	<ul style="list-style-type: none"> Plans to be completed prior to site preparation. 	
<p>MITIGATION BIO-3-2: For unavoidable impacts to jurisdictional aquatic resources, a project-specific mitigation plan shall be developed, approved by the ACOE and RWQCB through their respective regulatory permitting processes, and implemented. The mitigation plan shall specify the criteria and standards by which the mitigation will compensate for impacts of the proposed Project and include discussion of the following:</p> <ul style="list-style-type: none"> a) the mitigation objectives and type and amount of mitigation to be implemented (in-kind mitigation at a minimum mitigation ratio of 1:1); b) the location of the proposed mitigation site(s) (within the San Lorenzo River watershed, if possible); c) the methods to be employed for mitigation implementation (wetland establishment, re-establishment, enhancement, preservation); d) success criteria and a monitoring program to ensure mitigation success; e) adaptive management and remedial measures in the event that performance standards are not achieved; and f) a mechanism for long term management and protection of the mitigation area. 	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for final mitigation plans. City is responsible for implementation as specified in the plan. 	<ul style="list-style-type: none"> Mitigation plan to be included in permit reviews by ACOE (404), and RWQCB (401 Water Quality Certification) prior to site preparation (tree removal, ground disturbance). 	
MITIGATION BIO-3-3: Where feasible and appropriate, all jurisdictional aquatic resources not directly affected by	Implementation actions are outlined in the mitigation	<ul style="list-style-type: none"> City responsible for review of final plans. 	<ul style="list-style-type: none"> Include measure in construction specs. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
construction activities will be avoided and protected by establishing staking, flagging or fencing between the identified construction areas and aquatic resources to be avoided/preserved.	measure. Installation of exclusion fencing to be included in Construction Specifications.	<ul style="list-style-type: none"> • City is responsible for hiring qualified biologist to determine locations of exclusion fencing for jurisdictional resources not impacted • Contractor is responsible for installation. • City responsible for periodic inspections during construction. 	<ul style="list-style-type: none"> • Installation prior to construction. • Periodic inspection during construction to ensure no violations. 	
MITIGATION BIO-4-1: If ground disturbing activities are to commence during the nesting season (February 1 – August 31), no more than two weeks prior to any ground disturbing activities, including site preparation, staging, removal of vegetation and clearing and grubbing, a nesting bird survey shall be completed by a qualified biologist to determine if any native birds are nesting in or adjacent to the study area (including within a 50-foot buffer for passerine species and a 250-foot buffer for raptors). If any active nests of native birds are observed during surveys, a suitable avoidance buffer from the nests should be determined by a qualified biologist in coordination with City staff, based on species, location, and extent and type of planned construction activity. Impacts to active nests shall be avoided until the chicks have fledged and the nests are no longer active, as determined by the qualified biologist.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to conduct pre-construction survey. 	<ul style="list-style-type: none"> • Prior to tree removal or ground disturbance between February 1 and August 31. 	
MITIGATION BIO-4-2: Bald Eagle Pre-construction Survey. A focused nest survey shall be conducted by a qualified biologist if construction activities are initiated during the nesting season for bald eagle (February—July for this species in California). The survey shall be conducted not more than 30 days prior to the initiation of construction activities including tree removal, other site preparation or ground disturbing activities adjacent to the Reservoir (e.g.,	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to conduct pre-construction survey. 	<ul style="list-style-type: none"> • Not more than 30 days prior to tree removal or ground disturbance between February 1 and July. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
<p>clearing and grubbing/grading for establishment of staging areas), or any in-reservoir work, a focused nest survey shall be conducted by a qualified biologist. Surveys shall be conducted within all suitable nest habitat within the study area and within one half mile (or as otherwise determined appropriate by the qualified biologist) of the study area. If an active nest is located, the biologist, in coordination with City staff, shall determine the level of direct/indirect impacts that would likely occur to the nest and tree if construction activity will occur during the nesting season. The determination shall be made taking into consideration the type/extent of the activity, the location of the nest, and the direct line of sight of the activity from the nest. If no-disturbance buffers are determined to be necessary to protect nesting bald eagles, the buffer distances shall be established based on application of the criteria and standards described in the National Bald Eagle Management Guidelines (USFWS 2007).</p> <p>If it is determined that no direct impacts to an active nest will occur (i.e., the tree would not be removed, trimmed, etc.), measures to mitigate indirect impacts will be taken depending on if there is visual line of sight to the construction activity.</p> <ul style="list-style-type: none"> a) If the tree with an active nest is within a visual line of sight of construction activity, then efforts will be made to conduct the construction activity outside the period when the nest is occupied, as determined by the biologist. Construction can begin/continue once it is determined that any young have fledged from the nest and are no longer dependent upon the nest for survival. b) If the tree with an active nest is outside the direct line of site from the construction area, but construction will occur during the period of time the nest is active, an appropriate no disturbance buffer, taking into consideration factors such as the type/extent of the activity, the age of any young in the nest, tree cover, 				

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<p>and topography, shall be established and maintained, until any young have fledged from the nest and are no longer dependent upon the nest for survival.</p> <p>c) If it is determined that a tree with an active bald eagle nest will be directly impacted (i.e., removed, trimmed, etc.) or that indirect impacts could result in take (e.g., nest abandonment, nest failure) of eggs or young in the nest, then the CDFW shall be consulted regarding the need for an Incidental Take Permit pursuant to Section 2081 of the California Fish and Game Code, and the United States Fish and Wildlife Service shall be consulted to determine the need for a take permit pursuant to the Bald and Golden Eagle Protection Act.</p>				
<p>MITIGATION BIO-8-1.A Turbidity Monitoring Plan (Plan) shall be developed, submitted to RWQCB for review and approval, and implemented to guide appropriate management practices and corrective actions to ensure elevated turbidity levels in Loch Lomond Reservoir do not occur. This Plan would protect water quality in Loch Lomond Reservoir and ensure turbid water and/or water with elevated levels of contaminants are not released into Newell Creek via the continuous 1 CFS beneficial release. The Plan will describe the sampling methods, frequency, and criteria as well as thresholds for corrective action. The Plan will also specify a program for monitoring and reporting to the Central Coast RWQCB.</p>	<p>Implementation actions are outlined in the mitigation measure.</p>	<ul style="list-style-type: none"> • City responsible for hiring qualified professional to prepare plan and submit to RWQCB for review/approval. • Contractor to conduct monitoring. 	<ul style="list-style-type: none"> • Prior to site preparation or work in or near the Reservoir for preparation of the plan. • Sampling and monitoring during construction in accordance with specifications in the plan. 	
B. Cultural Resources				
<p>MITIGATION CUL-5-1: Prior to commencement of any grading activity on-site, the City shall retain a qualified paleontologist to prepare a Paleontological Resources Impact Mitigation Program (PRIMP), consistent with the guidelines of the Society of Vertebrate Paleontology (SVP) (2010) that outlines requirements for: worker environmental awareness training; locations and timing of construction monitoring; procedures for discoveries treatment; and paleontological methods</p>	<p>Implementation actions are outlined in the mitigation measure.</p>	<ul style="list-style-type: none"> • City responsible for hiring qualified paleontologist to prepare the PRIMP and conduct worker training and monitoring. 	<ul style="list-style-type: none"> • Prior to site grading or excavation for preparation of PRIMP and worker training. • Paleontological monitoring to be conducted at times 	

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<p>(including sediment sampling for microvertebrate fossils), reporting, and collections management.</p> <p>The qualified paleontologist shall attend a preconstruction meeting to provide construction worker training regarding procedures in the event of discovery of paleontological resources during construction. Monitoring shall consist of onsite spot-checking once a week for five weeks during the excavation for the staging area, for two days during the first week of the tunnel excavation (to get a sense of the equipment operations), and several intermittent spot-checks thereafter. Monitoring of excavation shall consist of reviewing tunnel spoils but not entering the tunnel.</p> <p>In the event that significant paleontological resources (e.g., fossils) are unearthed during grading, the paleontological monitor shall coordinate with the Construction Manager or City Staff to temporarily halt and/or divert grading activity within a 50-foot radius to examine the resource. If the find is significant, the City shall require treatment of the find in accordance with the recommendations of the paleontologist, which may include, but are not limited to, specimen recovery and curation or thorough documentation. Once documentation and/or collection of the find is completed, grading may recommence in the area of the find.</p>			identified in the measure.	
C. Forestry Resources				
MITIGATION FOR-2-1: Replant trees where removed in temporarily disturbed areas resulting from Project construction where planting would meet forest management or habitat enhancement goals and recommendations identified in the City's Draft Watershed Lands Management Plan (City of Santa Cruz, 2013) or the Watershed Resources Management Plan Planning Analysis and Recommendations Report (Swanson et al., 2002).	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for preparing a replanting plan and replanting. 	<ul style="list-style-type: none"> Upon completion of construction. 	
MITIGATION FOR-2-2: Implement forest management measures on retained forest land consistent with City's Draft	Implementation actions are outlined in the mitigation	<ul style="list-style-type: none"> City responsible for identifying forest management areas and 	<ul style="list-style-type: none"> Upon completion of construction. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
Watershed Management Plan (City of Santa Cruz, 2013). Management acreage should equal the total of permanently impacted forest land. Management may include: <ul style="list-style-type: none"> • Recruitment of snags or other elements to facilitate the development of late-seral forest conditions. • Removal of dead, dying, diseased, or hazardous trees. • Management of fuel loads (e.g., fuel breaks, treatment of ladder fuels) to minimize the threat of catastrophic wildfire. • Treatment and/or removal of invasive species, notably French broom. 	measure.	completing management efforts as recommended in the measure.		
MITIGATION FOR-2-3: Implement measures to protect retained trees/stands from construction damage. This would be based on a project-specific Tree Protection Plan to be prepared by an International Society of Arboriculture (ISA) Certified Arborist or Registered Professional Forester (RPF). The intent of the Plan is to minimize the potential for tree damage or mortality caused by construction-related activity. The Plan will address retained trees/stands adjacent to areas where soil disturbance is proposed and where tools or equipment have the potential for damaging tree roots and canopies. The Plan will include specific protection measures for the root zone, bole, and canopies of retained trees. The Plan will be consistent with ANSI A300 standards (ANSI 2012) for management and protection of trees during site development and construction activities and should include a construction monitoring and reporting component.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for hiring qualified professional to prepare Tree Protection Plan in accordance with specifications in measure and construction monitoring and reporting. • Contractor is responsible for installing/maintaining tree protection measures during construction. 	<ul style="list-style-type: none"> • Prior to construction for preparation of plan. • During construction for implementation of provisions in Tree Protection Plan and monitoring and reporting. 	
MITIGATION FOR-2-4: Implement measures to minimize the potential for pathogen spread. Sanitize tools and equipment used in vegetation clearing (including tree removal) operations. If soil is collected on equipment, rinse equipment on site with a portable water tank or water truck, or at a designated rinsing station, to remove soil-borne pathogens and prevent transport to new sites. Implement additional	Implementation actions are outlined in the mitigation measure and the measure will be included as a construction specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. Contractor is responsible for implementing during construction. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. 	

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prevention methods for SOD (University of California, 2010, COMTF, 2014) and pitch canker (University of California, 2013). Inspect loads of logs and equipment leaving the site to ensure that no host material is being transported without a permit (if material is being transported to a location outside the SOD Regulated Area). If importing vegetative material for restoration purposes, ensure that material that has been produced in conformance with the latest horticultural standards in pest and disease avoidance and sanitation.				
D. Hazards and Hazardous Materials				
MITIGATION HAZ-1B-1 The City shall require testing of representative bedrock/soil spoil samples, to be exported offsite, in accordance with the acceptance criteria of the anticipated disposal facility.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor responsible for hiring qualified professional to test spoil samples and determine disposal location. 	<ul style="list-style-type: none"> • Prior or disposal of excavated spoils. • Testing to be completed before off-site disposal. 	
MITIGATION HAZ-1B-2 In the event that offsite disposal of spoils would occur at construction projects in the area, the City shall require testing of representative bedrock/soil spoil samples, to be exported offsite, in accordance with regulatory criteria with respect to reuse on other properties located off the Project site.	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor responsible for hiring qualified professional to test spoil samples and determine disposal location. 	<ul style="list-style-type: none"> • Prior or disposal of excavated spoils. • Testing to be completed before off-site disposal. 	
MITIGATION HAZ-2A-1 The City shall direct the contractor to wash out concrete trucks in a designated area, either on site or off site, where the material cannot run off into Loch Lomond Reservoir or Newell Creek. This area shall be specified on all applicable construction plans and be in place before any concrete is poured. The City shall direct the contractor to service construction vehicles in a manner that	Implementation actions are outlined in the mitigation measure, and measure, and the measure will be included as a construction specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspections during construction. • Contractor is responsible for implementing during 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction with periodic inspection. 	

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contains fluids, such as lubricants, within an impervious area to avoid spill-related water quality impacts.		construction.		
MITIGATION HAZ-2A-2 The City shall direct the contractor to inspect and, as necessary, service all equipment before it enters the construction site and regularly thereafter, and before working adjacent to the Loch Lomond Reservoir and Newell Creek, to avoid equipment leak-related water quality impacts. The City shall direct the contractor to repair any leaks or hoses/fittings in poor condition before the equipment begins operating.	Implementation actions are outlined in the mitigation measure, and measure, and the measure will be included as a construction specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspections during construction. • Contractor is responsible for implementing during construction. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction with periodic inspection. 	
MITIGATION HAZ-2A-3 The City shall direct the contractor to prepare a spill contingency/containment plan prior to equipment use on the Project site, including in-reservoir and on the ground construction. The City shall direct the contractor to follow the spill contingency/ containment plan, which shall include, but not be limited to: <ol style="list-style-type: none"> a) Specific bermed equipment maintenance and refueling areas. b) Spill containment boom around the dredge. c) Bermed and lined hazardous materials storage areas on-site that are covered during the rainy season. d) Hazardous material spill cleanup equipment for onshore areas (e.g., absorbent pads, shovels, and bags to contain contaminated soil) and within the reservoir (e.g., skimmers, socks and boom, absorbent pads, dispersants). e) Workers trained in the location and use of cleanup equipment. 	Implementation actions are outlined in the mitigation measure, and measure, and the measure will be included as a construction specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • City responsible for review of contractor spill contingency plan and periodic inspections during construction.. • Contractor is responsible for preparing and spill contingency plan and implementing during construction. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction with periodic inspection. 	
MITIGATION HAZ-2B-1 The City shall direct the contractor to consult with an industrial hygienist to determine the appropriate level of personal protective equipment (PPE), if any, would be required for construction personnel during handling of Reservoir bottom sediments and participation in tunneling, excavating, stockpiling, and handling of on site	Implementation actions are outlined in the mitigation measure, and measure, and the measure will be included as a construction specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
bedrock and associated spoils. The contractor shall implement the recommendations by the industrial hygienist in order to minimize potential exposure of construction personnel to metals concentrations in bedrock/sediments during construction. All recommendations shall be completed in accordance with Occupational Safety and Health Administration (OSHA) Training Requirements (29 CFR 1910.132 and 1910.134, Subpart I – Personal Protective Equipment).				
E. Hydrology and Water Quality				
MITIGATION HYDRO-4-1 Develop and maintain construction access roads to minimize erosion and sediment generation in accordance with recommendations in the Draft Watershed Lands Management Plan, including, but not limited to: <ol style="list-style-type: none"> Install and maintain effective water bars and rolling drain dips. Maintain out-sloped roads wherever possible. Surface and/or resurface Project access roads with rock or other appropriate material to reduce erosion where road surface is visibly eroding and being transported off of the road, particularly where sediment can enter a watercourse. Reduce the use of inside ditches and culverts by installing rolling dips at appropriate intervals. 	Implementation actions are outlined in the mitigation measure, and the measure will be included as a construction specification.	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction Specifications. Contractor is responsible for implementation. 	<ul style="list-style-type: none"> Include measure in construction specs. Inspect roads during construction to ensure compliance. 	
MITIGATION HYDRO-4-2 Conduct field inspections of roads and drainage systems, including: <ol style="list-style-type: none"> Conduct field inspections prior to the rainy season, and during rainfall events greater than 2 inches, as needed. Clear road inlets, culverts, and other stream crossing structures of obstructions prior to and throughout the wet season. 	Implementation actions are outlined in the mitigation measure.	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction Specifications. Contractor responsible for inspections and clearing road inlets, culverts and other stream crossing structures as necessary. 	<ul style="list-style-type: none"> Inspection timing is specified in the measure. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
F. Project-Proposed Best Management Practices (BMPs)				
<i>Erosion and Air Quality Control</i>				
BMP-1. Implement erosion control Best Management Practices (BMPs) for all construction activities occurring in or adjacent to jurisdictional aquatic resources, including the Reservoir, spillway, spillway plunge pool, Newell Creek, ephemeral drainage, and undisturbed wetlands. These measures may include, but are not limited to: (1) installation of silt fences, fiber rolls, and/or bales along limits of work/construction areas and from the edge of the water course; (2) covering of stockpiled spoils; (3) re-vegetation and physical stabilization of disturbed graded and staging areas; and (4) sediment control including fencing, dams, barriers, berms, traps, and associated basins.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-2. Provide stockpile containment and exposed soil stabilization structures (e.g., Visqueen plastic sheeting, fiber rolls, gravel bags, and/or hydroseed).	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-3. Provide runoff control devices (e.g., fiber rolls, gravel bag barriers/chevrons, etc.) used during construction phases conducted during the rainy season,	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications, pre-construction inspections, and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
			ensure no violations.	
BMP-4. Implement wind erosion (dust) controls, including: <ul style="list-style-type: none"> • Use of a water truck. • Use of a water truck. • Water active construction areas as necessary to control fugitive dust. • Hydro seed and/or apply non-toxic soil binders to exposed areas after cut and fill operations. • Cover inactive storage piles. • Cover all trucks hauling dirt, sand, or loose materials off site. • Install appropriately effective track-out capture methods at the construction site for all existing trucks. 	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-5. Limit level of road use, including: <ul style="list-style-type: none"> • Limit road use based on road conditions, surfacing, cumulative rainfall, and saturation. • Close roads seasonally and as needed to prevent excessive erosion and sedimentation. • Restrict access on low-use roads with gates or other barriers. 	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inspections and imposition of use restrictions, if necessary. 	<ul style="list-style-type: none"> • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
Water Quality				
BMP-6. Utilize sediment curtains, silt fences and/or coffer dams where construction activities could cause sediment to enter Newell Creek. These measures would be placed at the perimeter of the construction zone to prevent sediment disturbed during excavation/grading activities from being transported and deposited outside of the construction zone. Silt fencing would be installed in upland areas based on topography and where construction occurs within 50 feet of Newell Creek or tributaries.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
BMP-7. Silt curtains or silt screens shall be employed during dredging and disposal activities in the Reservoir to isolate the dredged material and maintain water quality elsewhere in the Reservoir in compliance with Central Coast RWQCB Basin Plan objectives. The silt curtains shall be designed and installed without holes in which pond turtles could become trapped. Silt curtains will encompass the in-reservoir work area and extend from the water surface to the bed of the reservoir.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-8. Spoil disposal sites and other debris areas such as concrete wash sites shall be located, stabilized, and sediment control measures implemented so that sediment is not conveyed to Newell Creek.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-9. Minimize potential for hazardous spills from heavy equipment by not storing equipment or fueling within a minimum of 65 feet of the active stream channel or water body unless approved by permitting agencies along with implementation of additional spill prevention methods such as secondary containment and inspection	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-10. Other than watercraft, heavy equipment (such as cranes) for loading water craft, barges, and in-reservoir	Implementation actions are outlined in the BMP, which will	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction 	<ul style="list-style-type: none"> • Include measure in construction specs. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
equipment that cannot be readily removed from the Reservoir, no equipment fueling or servicing shall be done in the Reservoir, or within 50 feet of the Reservoir boundary.	be included as a Construction Specification.	Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation.	<ul style="list-style-type: none"> • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
BMP-11. Ensure that gas, oil, or any other substances that could be hazardous to aquatic life or pollute habitat are prevented from contaminating the soil and/or entering waters of the state and/or waters of the United States by storing these types of materials within an established containment area. Vehicles and equipment would have spill kits available, be checked daily for leaks, and would be properly maintained to prevent contamination of soil or water from external grease and oil or from leaking hydraulic fluid, fuel, oil, and grease. Any gas, oil, or other substance that could be considered hazardous provided on the barge, shall be stored in water-tight containers with secondary containment. Emergency spill kits shall be onsite at all times.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-12. Prevent equipment fluid leaks through regular equipment inspections.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
BMP-13. Tremie-placed concrete shall contain an anti-washout admixture and shall be placed in an area isolated from the main area of the reservoir or stream by a silt curtain or other means. Other fresh concrete shall be isolated from wetted channels for a period of 30 days after it is poured. If a 30-day curing period is not feasible, a concrete sealant as approved by NMFS and CDFW may be applied to the surfaces of the concrete structure. If a sealant is used, the manufacturer's guidelines for drying times would be followed before re-establishing surface flows within the work area.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspections. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
BMP-14. Implement proper waste/trash management.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction Specifications and pre-construction and periodic inspection during implementation. Contractor is responsible for implementation. 	ensure no violations. <ul style="list-style-type: none"> Include measure in construction specs. Implement during construction. Pre-construction inspection to confirm measures are in place. Periodic inspection during construction to ensure no violations. 	
<i>In-Channel Work-Fish Species Protection</i>				
BMP-15. Activities in the active (i.e., flowing) channel will be avoided whenever possible. If activities must be conducted in the active channel, best management practices #16, 17, and 21-27 shall be applied.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction Specifications and periodic inspection during implementation. Contractor is responsible for implementation. 	<ul style="list-style-type: none"> Include measure in construction specs. Implement during construction. Periodic inspection during construction to ensure no violations. 	
BMP-16. Isolate work areas as needed and bypass flowing water around work site (see dewatering measures below).	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction Specifications and periodic inspection during implementation. Contractor is responsible for implementation. 	<ul style="list-style-type: none"> Include measure in construction specs. Implement during construction. Pre-construction inspection to confirm measures are in place. Periodic inspection during construction to ensure no violations. 	
BMP-17. Personnel shall use the appropriate equipment for the job that minimizes disturbance to the channel bed and	Implementation actions are outlined in the BMP, which will	<ul style="list-style-type: none"> City responsible for inclusion of measure in Construction 	<ul style="list-style-type: none"> Include measure in construction specs. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
banks. Appropriately-tired vehicles, either tracked or wheeled, shall be used depending on the situation.	be included as a Construction Specification.	Specifications and periodic inspection during implementation. • Contractor is responsible for implementation.	<ul style="list-style-type: none"> • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
<i>General Habitat Protection</i>				
BMP-18. When working in or adjacent to the active stream channel (i.e., construction of the culvert crossing and NCP crossing), avoid disturbance of retained riparian vegetation to the maximum extent practicable.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection during implementation • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
BMP-19. Restore all temporarily disturbed natural communities/areas by replanting native vegetation using a vegetation mix appropriate for the site.	Implementation actions are outlined in the BMP	<ul style="list-style-type: none"> • City responsible for replanting. 	<ul style="list-style-type: none"> • Upon completion of construction. 	
BMP-20. Require decontamination of any vessels, including tools and equipment, prior to entering the Reservoir and Newell Creek, to prevent introduction of invasive species into the Reservoir.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection during implementation. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Periodic inspection during construction to ensure no violations. 	
<i>Dewatering</i>				
BMP-21. Prior to the start of work or during the installation of water diversion structures, native aquatic vertebrates shall be captured in the work area and transferred to another reach as determined by a qualified biologist. Capture and relocation of aquatic native vertebrates is not required at individual project sites when site conditions preclude reasonably effective operation of capture gear and equipment, or when the safety of the biologist conducting the capture may be compromised.	Implementation actions are outlined in the BMP, which.	<ul style="list-style-type: none"> • City responsible for hiring qualified biologist to be present during dewatering and to implement capture and relocation plan if needed. 	<ul style="list-style-type: none"> • Biologist to be present during installation of coffer dam and dewatering. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
BMP-22. When work in a flowing stream is unavoidable, the work area will be isolated from the stream. This may be achieved by diverting the entire streamflow around the work area by a pipe or open channel. Cofferdams shall be installed both upstream and downstream of the work areas at locations determined suitable based on site specific conditions, including proximity to the construction zone and type of construction activities being conducted. Cofferdam construction shall be adequate to prevent seepage to the maximum extent feasible into or from the work area. Where feasible, water diversion techniques shall allow stream flows to gravity flow around or through the work site. If gravity flow is not feasible, stream flows may be pumped around the work site using pumps and screened intake hoses. Sumps or basins may also be used to collect water, where appropriate (e.g., in channels with low flows). The work area will remain isolated from flowing water until any necessary erosion protection is in place. All water shall be discharged in a non-erosive manner (e.g. gravel or vegetated bars, on hay bales, on plastic, on concrete, or in storm drains when equipped with filtering devices, etc.).	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications and periodic inspection during implementation. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction when work in flowing stream is unavoidable. • Pre-construction inspection to confirm measures are in place. • Periodic inspection during construction to ensure no violations. 	
BMP-23. If a bypass will be of open channel design, the berm confining the channel may be constructed of material from the channel.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation, if needed. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction if needed. 	
BMP-24. Diversions shall maintain ambient flows below the diversion, and waters discharged below the project site shall not be diminished or degraded by the diversion. All imported materials placed in the channel to dewater the channel shall be removed when the work is completed. Dirt, dust, or other potential discharge material in the work area will be contained and prevented from entering the flowing channel. Normal flows shall be restored to the affected stream as soon as is feasible and safe after completion of work at that	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. • City is responsible for periodic and post-construction inspection to ensure all imported materials are 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Periodic inspection to confirm compliance with the measure. • Post-construction 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
location.		removed.	inspection.	
BMP-25. To the extent that stream bed design changes are not part of the project, the stream bed, including any low-flow channel, will be returned to as close to pre-project condition as possible unless the pre-existing condition was detrimental to channel condition as determined by a qualified biologist or hydrologist.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. • City is responsible for post-construction inspection 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Post-construction inspection. 	
BMP-26. All temporary diversion structures and the supportive material shall be removed as soon as reasonably possible, but no more than 72 hours after work is completed.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. • City is responsible for post-construction inspection to ensure all imported materials are removed. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Post-construction inspection. 	
BMP-27. Temporary fills, such as for access ramps, diversion structures, or cofferdams, shall be completely removed upon finishing the work.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. • City is responsible for post-construction inspection to ensure all imported materials are removed. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. • Post-construction inspection. 	
Others				
BMP-28. In the event that archaeological resources (sites, features, or artifacts) are exposed during construction activities for the proposed Project, all construction work occurring within 100 feet of the find shall immediately stop until a qualified archaeologist, meeting the Secretary of the Interior's Professional Qualification Standards, can evaluate	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
the significance of the find. The archaeologist will determine whether additional study is warranted. Should it be required, the archaeologist may install temporary flagging around a resource to avoid any disturbances from construction equipment. Depending upon the significance of the find under CEQA (14 California Code of Regulations Section 15064.5(f); Public Resources Code Section 21082), the archaeologist may record the find to appropriate standards (thereby addressing any data potential) and allow work to continue. If the archaeologist observes the discovery to be potentially significant under CEQA, additional treatment may be required.				
BMP-29. In accordance with Section 7050.5 of the California Health and Safety Code, if potential human remains are found, the lead agency staff and the County Coroner must be immediately notified of the discovery. The coroner would provide a determination within 48 hours of notification. No further excavation or disturbance of the identified material, or any area reasonably suspected to overlie additional remains, can occur until a determination has been made. If the County Coroner determines that the remains are, or are believed to be, Native American, the coroner would notify the Native American Heritage Commission (NAHC) within 24 hours. In accordance with Public Resources Code Section 5097.98, the NAHC must immediately notify those persons it believes to be the Most Likely Descendant (MLD) from the deceased Native American. Within 48 hours of this notification, the MLD would recommend to the lead agency her/his preferred treatment of the remains and associated grave goods.	Implementation actions are outlined in the BMP, which will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. 	
BMP-30. Notify adjacent property owners of nighttime construction schedules. A "Construction Noise Coordinator" will be identified. The contact number for the Construction Noise Coordinator will be included on notices distributed to neighbors regarding planned nighttime construction activities. The Construction Noise Coordinator will be responsible for	Implementation actions are outlined in the mitigation measure, and the measure will be included as a Construction Specification.	<ul style="list-style-type: none"> • City responsible for inclusion of measure in Construction Specifications. • Contractor is responsible for implementation. 	<ul style="list-style-type: none"> • Include measure in construction specs. • Implement during construction. 	

<u>Mitigation Measure</u>	<u>Implementation Actions</u>	<u>Monitoring / Reporting Responsibility</u>	<u>Timing Requirements</u>	<u>Reporting Requirements & Verification of Compliance</u>
responding to any local complaints about construction noise. When a complaint is received, the Construction Noise Coordinator shall notify the City within 48 hours of the complaint, determine the cause of the noise complaint, and implement as possible reasonable measures to resolve the complaint, as deemed acceptable by the City.				
BMP-31. A qualified biologist shall conduct a training-educational session for project construction personnel prior to any mobilization-construction activities within the Project site to inform personnel about species that may be present. The training shall consist of basic identification of special status species that may occur on or near the Project site and their habitat, their basic habits, how they may be encountered in the work area, and procedures to follow when they are encountered. The training will include a description of the project boundaries; general provisions of the Migratory Bird Treaty Act, California Fish and Game Code, and federal and state Endangered Species Acts; the necessity for adhering to the provision of these regulations; and general measures for the project to protect special-status species, including breeding birds and their nests. Any personnel joining the work crew later shall receive the same training before beginning work.	Implementation actions are outlined in the mitigation measure.	City responsible for hiring qualified biologist or trained designee to conduct monitoring.	Implement at the onset of mobilization-construction and when new construction personnel arrive at the site.	

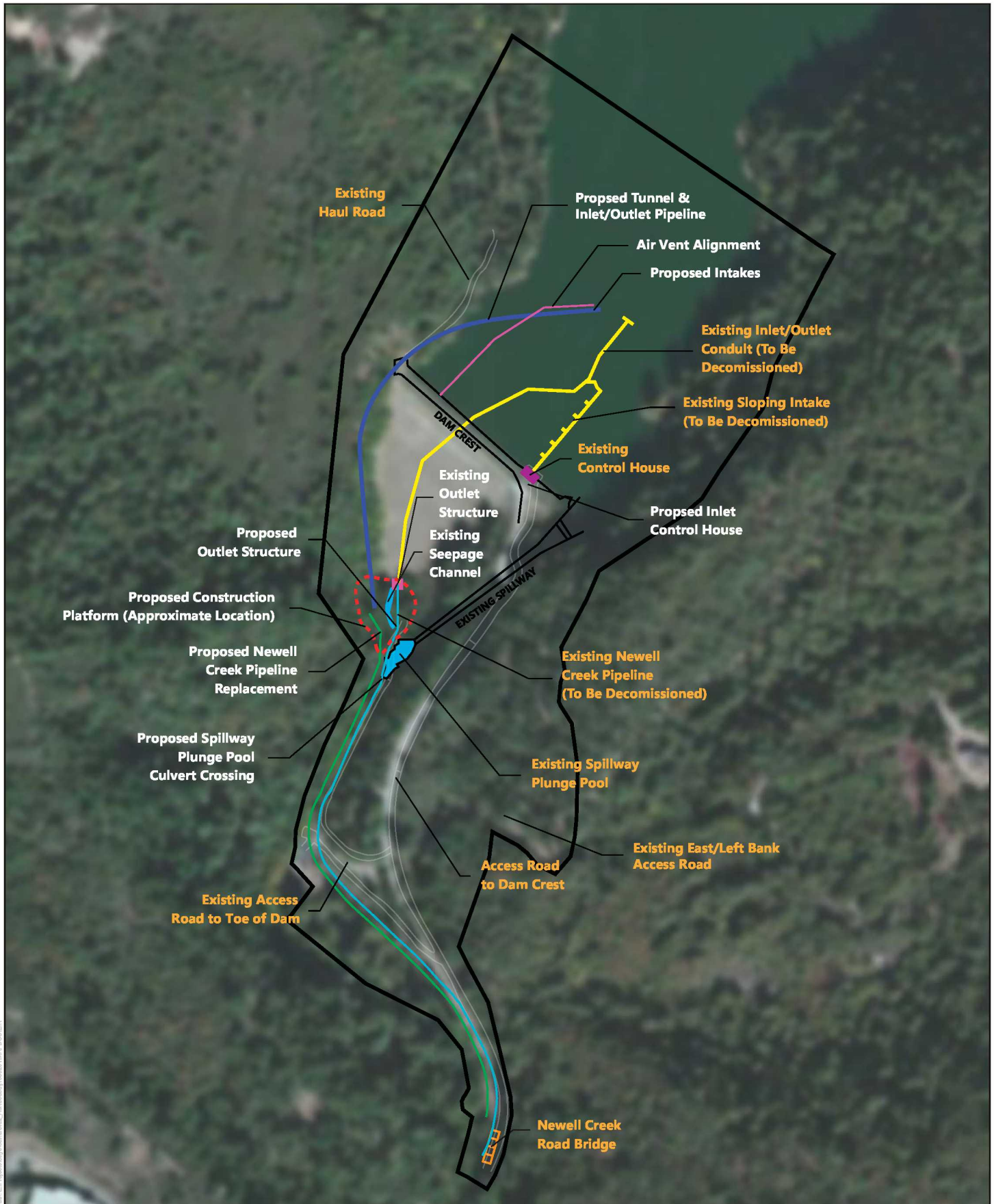


FIGURE 3-4

Project Overview

Newell Creek Dam Inlet/Outlet Replacement Project



CITY COUNCIL AGENDA REPORT

DATE: May 7, 2019

AGENDA OF: May 14, 2019

DEPARTMENT: Public Works; Planning and Community Development

SUBJECT: Small Cell Facilities in the Public Right of Way - Amendment to Title 15 of the Santa Cruz Municipal Code (Streets and Sidewalks) creating Chapter 15.38 Regarding Requirements for “Small Cell” Wireless Telecommunications Facilities in the Public Right of Way (PW/PL)

RECOMMENDATION: Continue this item to allow the Departments of Public Works, Planning and Community Development and the City Attorney’s office to develop a comprehensive and legally defensible ordinance to a time that coincides with the second reading of the Zoning Ordinance amendments that were approved on April 9, 2019.

BACKGROUND: On April 9, 2019, the City Council approved a first reading of amendments to the Zoning Ordinance which removed small cells in the public right-of-way (ROW) out of the City’s planning entitlement process to enable the City to meet the new federal shot clock requirements. In conjunction with those amendments, the City Council approved Design Guidelines for small cells in the ROW.

The Department of Public Works along with Planning staff and the City Attorney’s office have been developing the new Chapter 15.38 of the Streets and Sidewalks ordinance to regulate small cells in the ROW. City Council asked that the second reading of the Zoning Ordinance amendments coincide with the new Streets and Sidewalks ordinance. Additionally, City Council directed the City Attorney’s Office to research comparable agencies and their approaches to the FCC regulations. Based on the complexity of the FCC rules and the development of a completely new process for the City’s Department of Public Works, Chapter 15.38 regulating small cells in the ROW is not complete at this time.

FISCAL IMPACT: No fiscal impact.

Submitted by:

Lee Butler, Director of Planning and
Community Development

Mark Dettle, Director of Public Works

Approved by:

Martin Bernal
City Manager



CITY COUNCIL AGENDA REPORT

DATE: 5/6/19

AGENDA OF: May 14, 2019

DEPARTMENT: Planning

SUBJECT: 2nd Reading and Final Adoption of Ordinance No. 2019-06 Amending Title 24 of the Santa Cruz Municipal Code and the Local Coastal Implementation Plan Amending Section 24.12.1400 Regarding Requirements for "Small Cell" Wireless Telecommunications Facilities in the Public Right of Way (PL)

RECOMMENDATION: Continued to the June 11, 2019 meeting of the City Council.

BACKGROUND:

DISCUSSION:

FISCAL IMPACT:

Prepared by:

Submitted by:

Approved by:

ATTACHMENTS:

**Proof of Publication
(2015.5 C.C.P)**

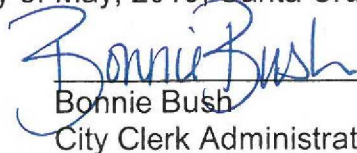
I, the undersigned, declare:

That I caused the attached legal notice/advertisement to be published in the Santa Cruz *Good Times*, a daily newspaper published and circulated in the County of Santa Cruz, and adjudged a newspaper of general circulation by the Superior Court of California in and for the County of Santa Cruz, under Proceeding No. 68833; and that the legal notice/advertisement was published in the above-named newspaper on the following date(s), to wit:

May 1, 2019

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

This 7th day of May, 2019, Santa Cruz, California



Bonnie Bush
City Clerk Administrator

**NOTICE OF
PUBLICATION
OF ORDINANCE
BY POSTING**

(ORDINANCE NO. 2019-06)

The City Council of the City of Santa Cruz having authorized the city clerk administrator, that the ordinance hereafter entitled and described, be published by posting copies thereof in three (3) prominent places in the City, to wit:

The City of Santa Cruz Website
www.cityofsantacruz.com
City Hall-809 Center Street
Central Branch Library-224 Church Street

NOTICE IS HEREBY GIVEN that copies of said ordinance were posted according to said order. (Original on file with city clerk.) Said ordinance was introduced on April 9th, 2019, and is entitled and described as follows:

**ORDINANCE NO. 2019-06
AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF SANTA CRUZ AMENDING
TITLE 24 OF THE SANTA CRUZ MUNICIPAL
CODE (ZONING ORDINANCE) AND THE
LOCAL COASTAL IMPLEMENTATION
PLAN AMENDING SECTION 24.12.1400
REGARDING REQUIREMENTS
FOR "SMALL CELL" WIRELESS
TELECOMMUNICATIONS FACILITIES IN
THE PUBLIC RIGHT OF WAY**

This ordinance amends Title 24 of the municipal code pertaining to requirements for small cell wireless telecommunications facilities in the public right of way. PASSED FOR PUBLICATION on this 9th day of April, 2019, by the following vote: AYES: Councilmembers Krohn, Glover, Meyers, Brown, Matthews; Vice Mayor Cummings; Mayor Watkins. NOES: None. ABSENT: None. DISQUALIFIED: None. APPROVED: ss/Mayor Watkins. ATTEST: ss/Bonnie Bush, City Clerk Administrator. This ordinance is scheduled for further consideration and final adoption at the Council meeting of May 14, 2019.



DECLARATION OF POSTING

STATE OF CALIFORNIA)
) SS.
COUNTY OF SANTA CRUZ)

On the 7th day of May, 2019, I posted conspicuously in three public places within the City of Santa Cruz, Ordinance No. 2019-06, to wit:

1. City Hall Bulletin Board
2. Central Branch Library
3. The City of Santa Cruz website

The document, posted in its entirety, consists of pages 1-7.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 7th day of May, 2019, in Santa Cruz, California.



Signature of Employee

City Clerk Administrator
Title

Attachment: Copy of document posted

ORDINANCE NO. 2019-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING
PART 14: COMMERCIAL MEDICAL AND ADULT USE CANNABIS REGULATIONS TO
ADDRESS CHANGES IN STATE LAW REGARDING CANNABIS DELIVERY

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 24.12.1310 (Administrative Use Permit Required) of Part 14 of Chapter 24.12 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.12.1310 ADMINISTRATIVE USE PERMIT REQUIRED.

(a) All commercial cannabis uses allowed within the city must be authorized pursuant to the procedures described in Section 24.08.030 for administrative use permits with the exception of testing laboratories, which are principal permitted uses in IG and IG/PER-2 Districts. Delivery services performed by businesses located outside the City of Santa Cruz are not permitted within the City with or without a permit except as required by the State law.

(b) Each commercial cannabis business shall meet the siting criteria and performance standards described in other sections of this Chapter in addition to: (1) the other requirements of the zoning districts in which they are located; (2) the licensing requirements set forth in Chapter 6.91; and (3) other state and local laws and regulations. For properties with multiple tenant spaces, separate use permits are required for each separate business unless a master use permit is approved per Section 24.08.027.

(c) Each and every provision made in this Section shall be deemed independent and severable, and the invalidity or partial invalidity or unenforceability of any one provision or portion thereof shall not affect the validity or enforceability of any other provision thereof.

Section 2. Section 24.12.1320 (Use Types – Siting Criteria) of Part 14 of Chapter 24.12 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.12.1320 USE TYPES – SITING CRITERIA.

(a) Commercial cannabis uses allowed in the city include cultivation, distribution and warehousing, testing laboratories, manufacturing, and retail sales. Delivery services shall not be allowed as separate businesses but may only be performed by a state licensed retailer, microbusiness (as defined under the state of California Business and Professions Code Section 26070(a)(3)), or nonprofit (as defined under the state of California Business and Professions Code Section 26070.5).

(b) So long as state law or regulation requires the City to allow delivery by businesses located outside the City to locations within the City, the City also allows this use; otherwise, no deliveries may be made to consumers within the city by businesses not located and permitted

within the city limits. If a business located outside the City delivers to any location(s) inside the City, the business shall obtain a City business license per Title 5 of this municipal code and shall pay all applicable State and local sales and cannabis taxes. This in no way limits wholesale distribution of cannabis and cannabis products by licensed distributors to licensed manufacturing facilities, distribution warehouses, or retailers within the city limits.

(c) All cannabis-related businesses and any business that includes cannabis or cannabis products are required to have valid state licenses for their business type(s) in addition to meeting all the City's requirements.

(d) Each and every provision made in this Section shall be deemed independent and severable, and the invalidity or partial invalidity or unenforceability of any one provision or portion thereof shall not affect the validity or enforceability of any other provision thereof.

Section 3. This ordinance shall take effect and be in force thirty (30) days after final adoption.

PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:

AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins.

NOES: None.

ABSENT: None.

DISQUALIFIED: None.

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

PASSED FOR FINAL ADOPTION this XX day of XX, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 2019-07
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING PART 14: COMMERCIAL MEDICAL AND ADULT USE CANNABIS REGULATIONS TO ADDRESS CHANGES IN STATE LAW REGARDING CANNABIS DELIVERY

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 24.12.1310 (Administrative Use Permit Required) of Part 14 of Chapter 24.12 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.12.1310 ADMINISTRATIVE USE PERMIT REQUIRED.

(a) All commercial cannabis uses allowed within the city must be authorized pursuant to the procedures described in Section 24.08.030 for administrative use permits with the exception of testing laboratories, which are principal permitted uses in IG and IG/PER-2 Districts. Delivery services performed by businesses located outside the City of Santa Cruz are not permitted within the City with or without a permit except as required by the State law.

(b) Each commercial cannabis business shall meet the siting criteria and performance standards described below in other sections of this Chapter in addition to: (1) the other requirements of the zoning districts in which they are located; (2) the licensing requirements set forth in Chapter 6.91; and (3) other state and local laws and regulations. For properties with multiple tenant spaces, separate use permits are required for each separate business unless a master use permit is approved per Section 24.08.027.

(c) Each and every provision made in this Section shall be deemed independent and severable, and the invalidity or partial invalidity or unenforceability of any one provision or portion thereof shall not affect the validity or enforceability of any other provision thereof.

Section 2. Section 24.12.1320 (Use Types – Siting Criteria) of Part 14 of Chapter 24.12 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.12.1320 USE TYPES – SITING CRITERIA.

(a) Commercial cannabis uses allowed in the city include cultivation, distribution and warehousing, testing laboratories, manufacturing, and retail sales. Delivery services shall not be allowed as separate businesses but may only be performed by a state licensed retailer, microbusiness (as defined under the state of California Business and Professions Code Section 26070(a)(3)), or nonprofit (as defined under the state of California Business and Professions Code Section 26070.5).

(b) So long as state law or regulation requires the City to allow delivery by Bbusinesses ~~that provide delivery services located outside the City to locations within the City, the City also allows this use; otherwise, no deliveries may be made to consumers within the city must be located within and licensed by the city. No deliveries may be made to consumers within the City~~ by businesses

ORDINANCE NO. 201X-XX

not located and permitted within the city limits. If a business located outside the City delivers to any location(s) inside the City, the business shall obtain a City business license per Title 5 of this municipal code and shall pay all applicable State and local sales and cannabis taxes. This in no way limits wholesale distribution of cannabis and cannabis products by licensed distributors to licensed manufacturing facilities, distribution warehouses, or retailers within the city limits.

(c) All cannabis-related businesses and any business that includes cannabis or cannabis products are required to have valid state licenses for their business type(s) in addition to meeting all the requirements contained herein City's requirements.

(d) Each and every provision made in this Section shall be deemed independent and severable, and the invalidity or partial invalidity or unenforceability of any one provision or portion thereof shall not affect the validity or enforceability of any other provision thereof.

Section 3. This ordinance shall take effect and be in force thirty (30) days after final adoption.

PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 201X-XX
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

**Proof of Publication
(2015.5 C.C.P)**

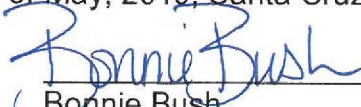
I, the undersigned, declare:

That I caused the attached legal notice/advertisement to be published in the Santa Cruz *Good Times*, a daily newspaper published and circulated in the County of Santa Cruz, and adjudged a newspaper of general circulation by the Superior Court of California in and for the County of Santa Cruz, under Proceeding No. 68833; and that the legal notice/advertisement was published in the above-named newspaper on the following date(s), to wit:

May 1, 2019

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

This 7th day of May, 2019, Santa Cruz, California



Bonnie Bush
City Clerk Administrator

**NOTICE OF
PUBLICATION
OF ORDINANCE
BY POSTING
(ORDINANCE NO. 2019-07)**



The City Council of the City of Santa Cruz having authorized the city clerk administrator, that the ordinance hereafter entitled and described, be published by posting copies thereof in three (3) prominent places in the City, to wit:

The City of Santa Cruz Website
www.cityofsantacruz.com
City Hall-809 Center Street
Central Branch Library-224 Church Street

NOTICE IS HEREBY GIVEN that copies of said ordinance were posted according to said order. (Original on file with city clerk.) Said ordinance was introduced on April 23rd, 2019, and is entitled and described as follows:

**ORDINANCE NO. 2019-07
AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF SANTA CRUZ AMENDING
PART 14: COMMERCIAL MEDICAL AND
ADULT USE CANNABIS REGULATIONS
TO ADDRESS CHANGES IN STATE LAW
REGARDING CANNABIS DELIVERY**

This ordinance amends Part 14 of the municipal code pertaining to cannabis delivery. PASSED FOR PUBLICATION on this 23rd day of April, 2019, by the following vote: AYES: Councilmembers Krohn, Glover, Meyers, Brown, Mathews; Vice Mayor Cummings; Mayor Watkins. NOES: None. ABSENT: None. DISQUALIFIED: None. APPROVED: ss/Mayor Watkins. ATTEST: ss/Bonnie Bush, City Clerk Administrator. This ordinance is scheduled for further consideration and final adoption at the Council meeting of May 14, 2019.

DECLARATION OF POSTING

STATE OF CALIFORNIA)
) SS.
COUNTY OF SANTA CRUZ)

On the 7th day of May, 2019, I posted conspicuously in three public places within the City of Santa Cruz, Ordinance No. 2019-07, to wit:

1. City Hall Bulletin Board
2. Central Branch Library
3. The City of Santa Cruz website

The document, posted in its entirety, consists of pages 1-3.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 7th day of May, 2019, in Santa Cruz, California.



Signature of Employee

City Clerk Administrator
Title

Attachment: Copy of document posted



CITY COUNCIL AGENDA REPORT

DATE: May 6, 2019

AGENDA OF: May 14, 2019

DEPARTMENT: Planning and Community Development

SUBJECT: Amendment to Chapter 6.91 of the Santa Cruz Municipal Code – Cannabis Retailer Licenses to Revise the Definition of “Proprietor” (PL)

RECOMMENDATION: Introduce for publication an ordinance adopting the proposed amendments to Section 6.91.020(11) of the Santa Cruz Municipal Code (SCMC) to revise the definition of “Proprietor” to align with the State regulations definition.

BACKGROUND: When the City Council adopted the original recreational cannabis ordinance, which included the creation of Chapter 6.91 – Cannabis Retailer Licenses, the definition of “proprietor” contained in Chapter 6.91, which had been derived from the City’s Tobacco Retailer License definition, included that “an ownership interest shall be deemed to exist when a person has a ten percent or greater interest in the stock, assets, or income of a business . . .” That definition led to the legal conclusion that a transfer of ten percent or more of the interest in a business would constitute a change in ownership. Since cannabis retailer licenses cannot be transferred, this effectively prevents business from selling ten percent or more of the interest in the business to raise funds. As cannabis businesses remain illegal under federal law, traditional methods of raising capital by obtaining loans from banks or other financial lending institutions are typically unavailable to cannabis businesses. This leaves selling interest in the business as the most viable option for raising funds, and existing business owners have lobbied to be able to sell a larger percent of interest in the business.

On April 23, 2019, staff requested direction from City Council on this issue, asking whether City Council wished staff to prepare a revision to the ordinance to allow the transfer of a larger percentage of the business and, if so, how large a percentage City Council considered to be the optimal amount. Staff was directed to immediately revise the ordinance to align with State regulations, which define ownership as being a twenty percent interest in a business. City Council also provided direction to evaluate additional amendments to the cannabis retailer license regulations, particularly as they relate to ownership and sales of retail cannabis businesses, and return to Council in September 2019.

DISCUSSION: Staff reviewed the recently enacted State regulations regarding cannabis business licensing. Staff reviewed the definition of “owner” used by the Bureau of Cannabis Control (Attachment 3), which is the licensing agency for cannabis retailers, and revised the definition of “proprietor” contained in Chapter 6.91 to align with the State regulation definition (Attachments

1 and 2). This revision also addresses other concerns that were raised by license holders related to the definition, including what type of interest would be considered in defining “proprietor.”

CEQA: The Municipal Code amendment has been determined to be exempt from the California Environmental Quality Act (CEQA) per Section 15061(b)(3) of Chapter 3, Title 14 of the California Code of Regulations (CEQA Guidelines), in that the activity is covered under the general rule that CEQA applies only to projects that have the potential for causing significant effect on the environment.

FISCAL IMPACT: There is no discernable fiscal impact on the General Fund from the adoption of this amendment.

Prepared by:

Katherine Donovan
Senior Planner

Submitted by:

Lee Butler, AICP
Director of Planning and
Community Development

Sarah A. Fleming, AICP
Principal Planner

Approved by:

Martin Bernal
City Manager

ATTACHMENTS:

Attachment 1 Ordinance, Clean Copy
Attachment 2 Ordinance, Redline Version
Attachment 3 State Regulations 16 CCR § 5003

ORDINANCE NO. 2019-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ ADDING THE DEFINITION OF “CANNABIS RETAIL BUSINESS” AND REVISING THE DEFINITION OF “PROPRIETOR” IN CHAPTER 6.91 – CANNABIS RETAILER LICENSES OF THE CITY OF SANTA CRUZ MUNICIPAL CODE

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 6.91.020 shall be revised as follows:

6.91.020 Definitions.

The following words and phrases, whenever used in this chapter, shall have the meanings defined in this section unless the context clearly requires otherwise:

1. “Adult use” shall refer to nonmedical use of cannabis by persons twenty-one years of age or older in conformance with the Medical and Adult-Use Cannabis Regulation and Safety Act and the provisions of state law regarding cannabis use and sale.
2. “Application period” shall be the time stated in the notice of availability during which the planning department will accept applications for cannabis retailer licenses.
3. “Cannabis Retail Business” shall refer to a business within the City of Santa Cruz holding a valid Cannabis Retailer License.
4. “Chief of police” shall refer to the city of Santa Cruz chief of police or the person designated by the chief of police.
5. “Date of issuance of cannabis retailer license” shall be the date on which the cannabis retailer license was approved by the planning department and the chief of police.
6. “License vacancy” shall mean any time in which the total number of licenses issued is fewer than allowed by city council.
7. Medical Cannabis, Medical Marijuana. See “medicinal cannabis.”
8. “Medicinal cannabis” or “medicinal cannabis products” means cannabis or a cannabis product, respectively, intended to be sold for use pursuant to the Compassionate Use Act of 1996 (Proposition 215), found at Health and Safety Code Section 11362.5, by a medicinal cannabis patient in California who possesses a physician’s recommendation.
9. “Person” shall mean any natural person, partnership, cooperative, association, corporation, personal representative, receiver, trustee, assignee, or any other legal entity.

10. "Planning department" means the planning and community development department of the city of Santa Cruz.

11. "Police department" means the police department of the city of Santa Cruz.

12. "Proprietor" shall mean any of the following:

(A) A person with an aggregate ownership interest of 20 percent or more in a cannabis retail business, unless the interest is solely a security, lien, or encumbrance.

(B) The chief executive officer of a nonprofit or other entity.

(C) A member of the board of directors of a nonprofit.

(D) The trustee(s) and all persons who have control of the trust that holds a cannabis retail business.

(E) An individual entitled to a share of at least 20 percent of the profits of a cannabis retail business.

(F) An individual who will be participating in the direction, control, or management of a cannabis retail business. Such an individual includes any of the following:

(i) A general partner of a cannabis retail business that is organized as a partnership.

(ii) A non-member manager or managing member of a cannabis retail business that is organized as a limited liability company.

(iii) An officer or director of a cannabis retail business that is organized as a corporation.

Section 2. This ordinance shall take effect and be in force thirty (30) days after final adoption.

PASSED FOR PUBLICATION this Xth day of X, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

ORDINANCE NO. 201X-XX

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED:

Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 201X-XX
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

ORDINANCE NO. 2019-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ ADDING THE DEFINITION OF “CANNABIS RETAIL BUSINESS” AND REVISING THE DEFINITION OF “PROPRIETOR” IN CHAPTER 6.91 – CANNABIS RETAILER LICENSES OF THE CITY OF SANTA CRUZ MUNICIPAL CODE

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 6.91.020 shall be revised as follows:

6.91.020 Definitions.

The following words and phrases, whenever used in this chapter, shall have the meanings defined in this section unless the context clearly requires otherwise:

1. “Adult use” shall refer to nonmedical use of cannabis by persons twenty-one years of age or older in conformance with the Medical and Adult-Use Cannabis Regulation and Safety Act and the provisions of state law regarding cannabis use and sale.
2. “Application period” shall be the time stated in the notice of availability during which the planning department will accept applications for cannabis retailer licenses.
3. “Cannabis Retail Business” shall refer to a business within the City of Santa Cruz holding a valid Cannabis Retailer License.
- ~~34.~~ “Chief of police” shall refer to the city of Santa Cruz chief of police or the person designated by the chief of police.
- ~~4.5.~~ “Date of issuance of cannabis retailer license” shall be the date on which the cannabis retailer license was approved by the planning department and the chief of police.
- ~~5.6.~~ “License vacancy” shall mean any time in which the total number of licenses issued is fewer than allowed by city council.
- ~~6.7.~~ Medical Cannabis, Medical Marijuana. See “medicinal cannabis.”
- ~~7.8.~~ “Medicinal cannabis” or “medicinal cannabis products” means cannabis or a cannabis product, respectively, intended to be sold for use pursuant to the Compassionate Use Act of 1996 (Proposition 215), found at Health and Safety Code Section 11362.5, by a medicinal cannabis patient in California who possesses a physician’s recommendation.
- ~~8.9.~~ “Person” shall mean any natural person, partnership, cooperative, association, corporation, personal representative, receiver, trustee, assignee, or any other legal entity.

~~9.10.~~ “Planning department” means the planning and community development department of the city of Santa Cruz.

~~10.11.~~ “Police department” means the police department of the city of Santa Cruz.

~~11.12.~~ “Proprietor” shall mean any of the following: a person with an ownership or managerial interest in a business. An ownership interest shall be deemed to exist when a person has a ten percent or greater interest in the stock, assets, or income of a business other than the sole interest of security for debt. A managerial interest shall be deemed to exist when a person can or does have or share ultimate control over the day-to-day operations of a business.

(A) A person with an aggregate ownership interest of 20 percent or more in a cannabis retail business, unless the interest is solely a security, lien, or encumbrance.

(B) The chief executive officer of a nonprofit or other entity.

(C) A member of the board of directors of a nonprofit.

(D) The trustee(s) and all persons who have control of the trust that holds a cannabis retail business.

(E) An individual entitled to a share of at least 20 percent of the profits of a cannabis retail business.

(F) An individual who will be participating in the direction, control, or management of a cannabis retail business. Such an individual includes any of the following:

(i) A general partner of a cannabis retail business that is organized as a partnership.

(ii) A non-member manager or managing member of a cannabis retail business that is organized as a limited liability company.

(iii) An officer or director of a cannabis retail business that is organized as a corporation.

Section 2. This ordinance shall take effect and be in force thirty (30) days after final adoption.

PASSED FOR PUBLICATION this Xth day of X, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

ORDINANCE NO. 201X-XX

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

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Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

§ 5003. Designation of Owner.
16 CA ADC § 5003
BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

Official California Code of Regulations
Barclays Title 16. Professional and Vocational Regulations
Division 42. Bureau of Cannabis Control
Chapter 1. All Bureau Licensees
Article 2. Applications

16 CCR § 5003
§ 5003. Designation of Owner.

(a) All applicants for a commercial cannabis license shall have at a minimum one individual who meets the definition of “owner” under Business and Professions Code section 26001(al) and who will submit the information required of owners under section 5002 of this division.

(b) “Owner” means any of the following:

(1) A person with an aggregate ownership interest of 20 percent or more in the person applying for a license or a licensee, unless the interest is solely a security, lien, or encumbrance.

(2) The chief executive officer of a nonprofit or other entity.

(3) A member of the board of directors of a nonprofit.

(4) The trustee(s) and all persons who have control of the trust and/or the commercial cannabis business that is held in trust.

(5) An individual entitled to a share of at least 20 percent of the profits of the commercial cannabis business.

(6) An individual who will be participating in the direction, control, or management of the person applying for a license. Such an individual includes any of the following:

(A) A general partner of a commercial cannabis business that is organized as a partnership.

(B) A non-member manager or managing member of a commercial cannabis business that is organized as a limited liability company.

(C) An officer or director of a commercial cannabis business that is organized as a corporation.

(c) When an entity is an owner in a commercial cannabis business, all entities and individuals with a financial interest in the entity shall be disclosed to the Bureau and may be considered owners of the commercial cannabis business. For example, this includes all entities in a multi-layer business structure, as well as the chief executive officer, members of the board of directors, partners, trustees and all persons who have control of a trust, and managing members or non-member managers of the entity. Each entity disclosed as having a financial interest must disclose the identities of persons holding financial interests until only individuals remain.

Note: Authority cited: Section 26013, Business and Professions Code. Reference: Sections 26001 and 26012, Business and Professions Code.



Cannabis Definition of “Proprietor”

CITY COUNCIL

MAY 14, 2019

Definition of “Proprietor”



Added: “Cannabis Retail Business” shall refer to a business within the City of Santa Cruz holding a valid Cannabis Retailer License.

Definition of “Proprietor” cont.

Revised: 11.12. “Proprietor” shall mean any of the following: a person with an ownership or managerial interest in a business. An ownership interest shall be deemed to exist when a person has a ten percent or greater interest in the stock, assets, or income of a business other than the sole interest of security for debt. A managerial interest shall be deemed to exist when a person can or does have or share ultimate control over the day-to-day operations of a business.

Definition of “Proprietor” cont.

(A) A person with an aggregate ownership interest of 20 percent or more in a cannabis retail business, unless the interest is solely a security, lien, or encumbrance.

(B) The chief executive officer of a nonprofit or other entity.

(C) A member of the board of directors of a nonprofit.

(D) The trustee(s) and all persons who have control of the trust that holds a cannabis retail business.

(E) An individual entitled to a share of at least 20 percent of the profits of a cannabis retail business.

(F) An individual who will be participating in the direction, control, or management of a cannabis retail business. Such an individual includes any of the following:

(i) A general partner of a cannabis retail business that is organized as a partnership.

(ii) A non-member manager or managing member of a cannabis retail business that is organized as a limited liability company.

(iii) An officer or director of a cannabis retail business that is organized a corporation.



CITY COUNCIL AGENDA REPORT

DATE: May 1, 2019

AGENDA OF: May 14, 2019

DEPARTMENT: Public Works

SUBJECT: Proposed Changes to Transportation and Public Works Commission Bylaws (PW)

RECOMMENDATION: Motion to approve the amended bylaws of the Transportation and Public Works Commission, and provide direction on Bylaws Article VIII “Meetings” regarding the number of Commission meetings to be held each year, to either increase to ten meetings (Commission recommendation) or remain at six meetings (staff recommendation).

BACKGROUND: At its meeting of December 10, 2018, the Transportation and Public Works Commission (TPWC) considered an agenda item: *“Report Back from the January 2018 Transportation and Public Works Commission’s Participation Process Ad-Hoc Subcommittee and Commission Bylaws Changes Recommendations”*. The agenda report is attached and outlines the consideration for the proposed bylaw changes.

At that meeting, the Commission adopted the following recommendations:

- 1) Increase the number of TPWC meetings from six per year to ten per year, with off months in July and December, and;
- 2) Include in the bylaw changes that the Public Works Department staff, as one of the ten regularly scheduled TPWC meetings, host one annual project “Open House” with the purpose of informing the public of current and future projects and to allow for greater public comment on such projects; and,
- 3) Include in the by-law changes that it is the responsibility of the Chair to create an Annual Work Plan for the following fiscal year.

The bylaws have been updated to reflect these recommendations (see attached redlined bylaws) and as changes to any Advisory Body bylaws require City Council approval, they are presented for the Council’s consideration. Also presented is a staff recommendation to retain the number of Commission meetings held per year at six.

DISCUSSION: The Transportation and Public Works Commission has demonstrated a primary focus on transportation, especially active transportation subjects. This focus is aligned with the

Public Works Department's Traffic Engineering Division's work. The Traffic Engineering Division is committed to and focused on completing as many traffic and bike/pedestrian safety and access projects as possible every year. The public benefit of this critical and time sensitive work cannot be understated. The Division is currently working on \$21 million in Active Transportation Grant projects with project workload scheduled out for the next four years. Meeting critical grant funding deadlines, required construction milestones and reporting deadlines is an ongoing struggle for the Traffic Engineering Division. The Traffic Engineering Division has more bike/pedestrian access and safety projects identified in its Active Transportation Plan (ATP) and funded by grants, than it has staff to implement. The public outreach program to develop and approve the ATP was an 18-month process, and staff has moved into the implementation phase with regular updates to the Commission as directed by Council during adoption of the plan.

The TPW Commission has been supportive in vocally recognizing the workload and staffing needs of the Traffic Engineering Division. To this end, the Transportation and Public Works Commission at their own behest recently moved to, and subsequently did, send a letter to the City Council recommending the addition of a Senior Civil Engineer position to the Traffic Engineering Division. The current City budget realities make the prospect of adding staff unlikely at this time.

Accordingly, at the current time, the Department does not recommend the additional Commission meetings that that staff have assessed will divert resources from implementation of critical and funded transportation and active transportation project work. The current structure of six meetings per year, plus additional Special Meetings as needed, is recommended by staff as sufficient to handle all items that come before this advisory body. In fact, at least one meeting has been cancelled due to lack of items in three of the last four years.

The recommendation before the City Council is to adopt the bylaws with specific consideration of whether to increase the number of TPW Commission meetings to ten per year, or remain with the current schedule of six per year. Should the Council decide to remain with six, the amended bylaws would need to be modified.

FISCAL IMPACT: The increase in the number of meetings, including the project "open house" and associated meeting would not have a direct impact on the general fund, but would have an impact on grant funded project implementation.

Prepared by: Scott Ruble, Principal Analyst

Submitted by:

Mark R. Dettle
Director of Public Works

Approved by:

Martin Bernal
City Manager

ATTACHMENTS:

Transportation and Public Works Commission 12/10/18 Agenda Report
Redlined Existing Bylaws Showing Proposed Changes
Bylaws with Changes, clean



Transportation and Public Works Commission AGENDA REPORT

DATE: 12/3/2018

AGENDA OF: 12/10/2018

SUBJECT: Report Back From the January 2018 Transportation and Public Works Commission's Participation Process Ad-Hoc Subcommittee and Commission Bylaw Changes Recommendations

RECOMMENDATION: That the Transportation and Public Works Commission (TPWC) receive a report from the TPWC Ad-Hoc Subcommittee on Active Transportation Participation Process Planning, and vote to change the Transportation and Public Works Commission By-Laws, subject to City Council approval, to:

- 1) Increase the number of meetings from six per year to ten per year, with off-months in July and December, and;
- 2) Include in the by-law changes that the Public Works Department staff, as one of the ten regularly scheduled TWC meetings, host one annual project "Open House" with a purpose of informing the public of current and future projects and to allow for greater public comment on such projects, and;
- 3) Include in the by-law changes that it is the responsibility of the Chair to create an Annual Work Plan for the following fiscal year.

BACKGROUND: Article II of the bylaws of the Transportation and Public Works Commission states the Commission's purpose:

"Its duties include advising Council on planning, design, construction, reconstruction, installation, operation and maintenance of transportation and public works. It makes recommendations to Council concerning the capital improvement program and the annual budget of the Public Works Department."

And, excerpted for relevance from Article III of the bylaws concerning Duties and Responsibilities, the Commission is to:

(a) Act as the advisory commission to the city council for planning, design, installation and maintenance of public works;

...

(c) Review, monitor and make long-range recommendations concerning the construction, reconstruction, operation and maintenance of public works;

(d) Consider the annual budget of the public works department during its preparation and make recommendations with respect thereto to the city council;

...

(f) Review, monitor and suggest recommendations for city transportation matters including, but not limited to: automotive, rail, bicycle, and pedestrian traffic within the city;

(g) Review additional transportation matters such as transportation system management, travel demand management and other related issues;

...

(i) Make recommendations to Council regarding the allocation of funds for capital expenditures related to roadway and transportation improvements;

TPWC Commissioners voted unanimously at the January 2018 meeting to create an ad-hoc, temporary subcommittee to research and report on possible improvements to commission process, public engagement and project feedback. Members of the temporary subcommittee were TPWC Chair Philip Boutelle, Vice Chair Margaret Dolgenos, and former Chair Erich Friedrich.

The temporary subcommittee met with Public Works staff and with Mayor David Terazzas in an effort to determine how best to fulfill the charter of the TPWC.

Subcommittee members established the following goals for the subcommittee:

1. Better informed commissioners
2. Earlier information about projects, allowing more input into decisions
3. More opportunity to hear and understand concerns from the public
4. Low impact on City resources
5. Overall, a better ability to communicate better with City Council, City staff, and the public

At the September 2018 TPWC Meeting, Commissioners agreed to extend the Ad-Hoc Subcommittee, with a goal of preparing a report with suggested by-law changes to the December 2018 TPWC meeting. This report reflects that effort.

DISCUSSION: History:

The Transportation and Public Works Commission is the result of combining two separate commissions (Transportation, and Public Works) in 2010. The previous commissions each met every month, spun off subcommittees and participated in stakeholder groups, such as the stakeholder group that supported the creation of the Active Transportation Plan.

Some of the resulting consequences of the merger include: commission meetings six times per year (down from 24 scheduled meetings between two commissions), a wider variety of topics on disparate subjects, a multimillion-dollar CIP budget as presented by Public Works only once annually, in a format emphasizing project scheduling and budgetary sources rather than expressing City Council directives and priorities. Commissioners have largely been left to find their own ways to learn when and how to judge Public Works proposals and what advice might be useful to Council.

Paradoxically, the lack of meetings has led to a lack of content for meetings, and the full docket of six meetings is rarely held; meetings are cancelled by staff for lack of agenda. Tasks for the Commission, when they occur, are complex and important. With little preparation, Commissioners are often left to come up with questions on the spot and due to time restrictions around projects or programs, these tasks often cannot be considered over multiple meetings.

The exception to this situation has been the Active Transportation Plan (ATP). Because there is a published, detailed plan containing goals and suggested steps to reach those goals, City staff and

commissioners are able to refer frequently to the plan to judge progress. Although formal reports from the staff may not always make the relationship between projects and the ATP obvious or clear, both staff and commission refer to the ATP in descriptions and discussions.

Problem:

Overall, gains in efficiency from combining commissions and reducing meeting occurrences have been perceived by some Commissioners as having costs in the efficacy of the Commission. It is the opinion of the Ad-Hoc Subcommittee that the recommendations outlined below are the first steps in remedying this both perceived and real lack of effectiveness of the Commission in fully realizing its benefit.

Recommendations:

1. Increasing TPWC meeting frequency from six to ten meetings per year allows for more discussion between the Commission, staff and the public regarding the various business (projects, budgets, planning and policies) of the TPWC. More frequent meetings address the 'lack of content' paradox as discussed above and accomplishes the Ad-Hoc Subcommittee goals of more informed commissioners, earlier information, more opportunity for public engagement and better communication. The obvious impact of more meetings is it requires additional staff time. This recommendation requires amending the Commission's Bylaws which must be approved by a majority of the TPWC and then approved by the City Council.
2. The formality and ridged structure of the TPWC's regular meetings, as dictated by the Brown Act and public meeting rules of order, does at times stifle meaningful engagement on complex topics, particularly when it comes to specific projects. To combat this phenomenon, it is recommended that the TPWC and Public Works Staff jointly host an open house once a year during a regularly scheduled TPWC meeting to engage more interactively with the public on current and future projects at various stages of project development. This "Open House" idea was originally proposed by staff earlier this year. The idea accomplishes all the goals of the Ad-Hoc Subcommittee apart from City resources. This recommendation could be set as a common practice/expectation or more formally written into the Bylaws which must be approved by a majority of the TPWC and then approved by the City Council.
3. To help both the TPWC and staff drive content for meetings, an annual work plan should be developed that outlines the goals for the year. This helps set expectations with staff and the public as well as focus the scope and scale of TPWC business to be more effective. This strategy accomplishes all the Ad-Hoc Subcommittee's goals. This recommendation could be set as a common practice/expectation or more formally written into the Bylaws which must be approved by a majority of the TPWC and then approved by the City Council. It should be noted that the "Handbook for City Advisory Bodies" which is prepared by the City Clerk's Office, suggests that Advisory Bodies prepare an annual "Work Program". The full text of that recommendation is attached.

FISCAL IMPACT: Bylaw changes as suggested herein will require additional staff time resources and venue for public meetings.

Prepared by:
Philip Boutelle
TPWC Chair

Prepared by:
Margaret Dolgenos
TPWC Vice Chair

Prepared by:
Erich Friedrich
TPWC Commissioner

ATTACHMENTS:

Work Plan, Page 28 of City of Santa Cruz "Handbook for Advisory Bodies"
Revised Transportation and Public Works Commission Bylaws
Transportation and Public Works Commission Bylaws Redlined Version



BYLAWS

of the

Transportation and Public Works Commission City of Santa Cruz, California

Under authority of applicable statutes of the State of California, and the City Charter of the City of Santa Cruz, California, for the purpose of establishing rules and regulations governing the organization and procedures of the Transportation and Public Works Commission of the City of Santa Cruz, CA

Adopted (Insert date here)

Amended (Insert date here)

Approved by City Council (Insert dates here)

Amended this ____th day of _____, 20109

APPROVED:

Phil Boutelle, Chair

Transportation and Public Works Commission

Peggy Dolgenos, Vice Chair

Transportation and Public Works Commission

Erich Friedrich

Transportation and Public Works Commission

David Garti

Transportation and Public Works Commission

Dale Hendsbee

Transportation and Public Works Commission

Robert Orrizzi

Transportation and Public Works Commission

Donald Roland

Transportation and Public Works Commission

John Carlos Garza

Transportation and Public Works Commission

ATTEST: _____

Robert SoliekScott Ruble

Transportation and Public Works Commission, Staff

Transportation and Public Works Commission Bylaws

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Transportation and Public Works Commission Bylaws

ARTICLE I – NAME AND/OR AUTHORITY

The Name of this organization shall be the Transportation and Public Works Commission of the City of Santa Cruz, California; hereinafter referred to as the Transportation and Public Works Commission, or the Advisory Body.

ARTICLE II – PURPOSE

Established by Ordinance No. 2010-05 in 2010, the Transportation and Public Works Commission is generally responsible for advising Council in matters pertaining to transportation and public works as defined in this ordinance (Section 2.40.081). Its duties include advising Council on planning, design, construction, reconstruction, installation, operation and maintenance of transportation and public works. It makes recommendations to Council concerning the capital improvement program and the annual budget of the Public Works Department.

ARTICLE III – DUTIES AND RESPONSIBILITIES

The Transportation and Public Works Commission shall have the ability, as vested by the City Council, and be required to:

- (a) Act as the advisory commission to the city council for planning, design, installation and maintenance of public works;
- (b) Review and make recommendations to the city council concerning the capital improvement program;
- (c) Review, monitor and make long-range recommendations concerning the construction, reconstruction, operation and maintenance of public works;
- (d) Consider the annual budget of the public works department during its preparation and make recommendations with respect thereto to the city council;
- (e) Receive complaints pertaining to traffic and transportation patterns;
- (f) Review, monitor and suggest recommendations for city transportation matters including, but not limited to: automotive, rail, bicycle, and pedestrian traffic within the city;
- (g) Review additional transportation matters such as transportation system management, travel demand management and other related issues;
- (h) Review and suggest recommendations for placement and enforcement of warning, regulatory and guide signs on city streets;
- (i) Make recommendations to Council regarding the allocation of funds for capital expenditures related to roadway and transportation improvements; and
- (j) Perform other duties as may from time to time be prescribed by the City Council.

ARTICLE IV – MEMBERSHIP

Section 1. Membership

The Transportation and Public Works Commission will be comprised of 117 members, ~~the six commissioners who currently serve on the Public Works Commission and five members who formerly served on the Transportation Commission which sunset with the adoption of Ordinance No. 2010-05. Each of the former Transportation Commission members will serve on the Transportation and Public Works Commission for the remainder of their former current Transportation Commission term, at which time the Transportation and Public Works Commission will have a seven-member composition. Former Transportation Commission members will be eligible for re-appointment to the resulting seven-member Transportation and Public Works Commission.~~

Section 2. Qualifications

Per Ordinance No. 87-10, Section 1, Chapter 2.40.011:

- a. Each member of the Transportation and Public Works Commission shall be a qualified elector of the city;

Section 3. Application for Membership

Prospective members shall file an application in the office of the City Clerk.

Section 4. Method of Appointment

Per Ordinance 87-10, Section 1, Chapter 2.40.011:

Unless the ordinance, or an amendment, establishing and setting forth the authority of the board or commission provides otherwise:

- a. Each board or commission member shall be appointed by motion of the city council adopted by at least four affirmative votes;
- b. If additional members must be appointed to fill the complement of a board or commission, such appointments shall be made at the earliest reasonable date.

Section 5. Good Standing and Reporting of Absences

Councilmembers shall receive annual attendance reports prepared in the City Clerk's Department. Absences will be identified as "with notification" or "without notification." An absence is considered as "with notification" if the member notifies the chairperson or the staff prior to the meeting. If there has been no prior notification, the absence is considered "without notification." It is important to notify staff of any absences for the purposes of determining a quorum. Advisory body members are expected to attend meetings regularly.

Members who serve on advisory bodies which are scheduled to meet more than once monthly are allowed six absences per year.

Members who serve on advisory bodies which are scheduled to meet seven to twelve times per year are allowed three absences per year.

Members who serve on advisory bodies which meet six or less times per year are allowed one absence per year.

It is the responsibility of staff of an advisory body to bring serious attendance issues to the attention of the Mayor or City Clerk prior to reaching the limit, if possible. If either through study of the annual attendance report or through other channels, the Mayor learns that a member has more than the allowable number of absences, the Mayor may notify the member or chairperson, that action may be initiated by Council to remove the member from the advisory body. The Mayor may choose to postpone or withhold notification to Council in unusual circumstances: for example, if the member is actively performing work for the advisory body outside of the regular meetings or is involved in subcommittee work.

Section 6. Termination

After three meetings following appointment to the Advisory Body, each member shall be subject to removal by motion of any Councilmember, adopted by at least four affirmative votes.

Section 7. Ex-Officio Membership “Optional”

The Transportation and Public Works Commission may find that, because of the complexity of its work, it is desirable to add member(s) at-large to the Advisory Body to serve as non-voting ex-officio members to lend other opinions or expertise to the work of the Advisory Body. The City Council will authorize the Chair of the Advisory Body to nominate member(s)-at-large for Council approval to be non-voting ex-officio members for a determined period of time.

ARTICLE V – TERM OF OFFICE

Section 1. Term

Term of office for each member shall be four years. A member may be appointed to complete an unexpired term. A member may continue to serve until his/her successor has been appointed.

Section 2. Membership Year

~~A membership year shall be from January 2 to January 1 of the following year. A membership year shall be from the first month of the first Commission meeting after the Council appointment has been made.~~

Section 3. Length of Term

A member shall not serve more than two consecutive full four-year terms. Upon completion of a member's eighth consecutive year of service, that member will be ineligible for reappointment for a period of two years. Members who have served six years or less at the time their term expires are eligible for reappointment.

Section 4. Dual Service

No member shall be eligible to serve on two Advisory Bodies unless one is established for less than 13 months.

ARTICLE VI – OFFICERS AND ELECTIONS

Section 1. Officers

Officers of the Advisory Body shall consist of a Chair and Vice Chair.

Section 2. Election of Officers

As soon as is practicable following the first day of January of every year, there shall be elected from among the membership of the Advisory Body a Chair and Vice Chair.

Section 3. Term of Office

The term of office for the Chair and Vice Chair is one calendar year. Officers may not serve in the same position for more than two consecutive years.

Section 4. Nominations

The Chair will open the floor to nominations. Any member may nominate a candidate from the membership for the position of Chair or Vice Chair; nominations need not be seconded.

A member may withdraw his/her name if placed in nomination, announcing that, if elected, s/he would not be able to serve; but s/he shall not withdraw in favor of another member.

Once the nominations are complete, the Chair will ask for a motion to close the nominations; a second of, and vote on, the motion is required.

The Chair then declares that it has been moved and seconded that the nominations be closed, and the members proceed to the election.

Section 5. Voting

Voting may be by voice vote or by roll call vote.

The candidate who receives a majority of the votes is then declared to be legally elected to fill the office of Chair, and will immediately chair the remainder of the meeting.

The same procedure is followed for the election of Vice Chair.

Section 6. Vacancy of an Officer

Should a vacancy occur, for any reason, in the office of Chair or Vice Chair prior to the next annual election, a special election shall be held to fill the vacant office from among the membership. That member shall serve until a new appointment has been made.

Section 7. Removal of Elected Officers

The Chair or Vice Chair may be removed by a majority vote of the full Advisory Body at a regularly scheduled meeting of the Advisory Body, when all appointed members are present, or at a special meeting convened for that purpose at which a quorum is present. Any officer removed ceases to hold the office once the vote has been tallied and announced. If the Chair is removed, the Vice Chair shall become the new Chair. An election for the Vice Chair shall then be agendized for the next meeting.

Section 8. Duties of the Chair

The Chair shall preside at all regular meetings and may call special meetings. The Chair shall decide upon all points of order and procedure during the meeting; his/her decision shall be final unless overruled by a vote of the Advisory Body, in compliance with Article IX, Section 2, "General Conduct of Meetings." The Chair may not make motions, but may second motions on the floor. The Chair acts as primary contact for staff and shall represent the Advisory Body before City Council whenever the Advisory Body or Council considers it necessary. The Chair and staff shall jointly set the meeting agenda.

The Chair shall create an Annual Work Plan for the following fiscal year pursuant to the language contained in the "Work Program" section of the "Handbook for City Advisory Bodies" prepared by the City Clerk's Office. The Chair may move that a Work Plan development subcommittee be formed, and the Work Plan shall be adopted by the full Commission by a majority vote. Such adoption ideally shall occur at a meeting prior to the onset of the City's fiscal year with which the plan coincides.

Section 9. Duties of the Vice Chair

The Vice Chair shall assume all duties of the Chair in the absence or disability of the Chair.

Section 10. Duties of the Acting Chair

In case of absence of both the Chair and the Vice Chair from any meeting, an Acting Chair shall be elected from among the members present, to serve only during the absence of the Chair and Vice Chair.

ARTICLE VII – STAFF SUPPORT

Section 1. Staff

Staff support and assistance is provided, but advisory bodies do not have supervisory authority over City employees. While they may work closely with advisory bodies, staff members remain responsible to their immediate supervisors and ultimately to the City Manager and Council.

The Director of Public Works shall designate appropriate staff to act as staff person(s) to assist and support the Advisory Body. Staff shall attend all regular and special Advisory Body meetings. Staff shall be responsible for coordination of such reports, studies, and recommendations as are necessary to assist the Advisory Body in the conduct of its business according to City Council policy and the Brown Act. Staff may enlist the assistance of other departments as required. Staff shall be responsible for all public notification regarding all regular and special Advisory Body meetings.

Staff shall record the minutes of the meetings in accordance with the guidelines established in the "Preparation of Minutes" section of the City Councilmembers' Handbook, shall supervise volunteers and interns, shall work closely with the Chair between meetings, shall make recommendations, prepare reports and proposals to the Advisory Body, may represent the Advisory Body at other meetings, presentations, and other public functions as requested, and shall perform administrative tasks.

Staff shall be responsible for the maintenance of proper records and files pertaining to Advisory Body business. Staff shall receive and record all exhibits, petitions, documents, or other materials presented to the Advisory Body in support of, or in opposition to, any question before the Advisory Body. Staff shall sign all notices prepared in connection with Advisory Body business, shall attest to all records of actions, transmittals, and referrals as may be necessary or required by law, and shall be responsible for compliance with all Brown Act postings and noticing requirements.

Section 2. Staff Relationship to the Advisory Body

Given limited staff resources, the Chair or individual members shall not make separate requests of staff without approval of the Advisory Body. If a member has a research or report request, it shall be brought to the Advisory Body for discussion, consideration, and recommendation prior to making the request of staff. If not approved by the Advisory Body, the individual member shall be responsible for his/her own research or report.

Staff and the Chair shall jointly set the meeting agenda.

ARTICLE VIII – MEETINGS

Section 1. Time and Location of Meetings

The Advisory Body will hold its regular meeting on the third Monday of each month, excluding July and December. The meetings which shall begin at 7:00 p.m in the City Council Chambers and will adjourn no later than 10:00 p.m., unless the Chair, with concurrence of the Advisory Body, extends the time of adjournment.

If the scheduled date for a regular meeting falls on a holiday, such meeting shall be rescheduled in accordance with Council policy.

Section 2. Cancellation

If a majority of the membership deems it necessary or desirable, a scheduled regular meeting may be cancelled or rescheduled upon giving notice, unless a public hearing has previously been noticed.

Section 3. Special Meetings

The Chair of the Advisory Body, staff, or a majority of the membership of the Advisory Body may call a special meeting. Notice of such meeting shall state the purpose or the business to be transacted during such special meeting. No other business may be transacted at such special meeting other than as stated in the notice. Oral Communications are not required at special meetings as long as a statement appears on the agenda identifying that there will be no Oral Communications, but that members of the public will have the opportunity to address the Advisory Body on item(s) on the agenda.

If desired by a majority of the Commission, one of the ten annual meetings may be a “project open house” meeting organized and hosted by Public Works staff, with a purpose of informing the public of current and future projects and to allow for greater public comment on such projects. The date of such open house, if desired, shall be set by the Commission when it adopts its annual Meeting Calendar.

ARTICLE IX – CONDUCT OF MEETINGS

Section 1. Compliance with the Brown Act and Council Policies

All regular, special, and adjourned meetings of the Advisory Body shall be open meetings to which the public and the press shall be admitted in compliance with the Brown Act. Meetings will be held at City facilities which are accessible to persons with disabilities.

Section 2. General Conduct of Meetings

Points of order and conduct, including those not addressed by these Bylaws, shall be settled by the Chair, unless overruled by a majority vote of the Advisory Body. Points of order and conduct shall comply with the Brown Act, these Bylaws, and the City Councilmembers' Handbook. The Chair will consult with staff as necessary. Unresolved issues shall be referred to the City Attorney and continued to a future meeting.

Section 3. How Items Are Placed on the Agenda

A request to have an item placed for consideration on a future agenda may be made by staff, any Advisory Body member or a member of the public. The Chair and staff will consider the validity (within the approved scope of work) and urgency of the request and determine when and if that item should be placed on an Advisory Body agenda. Issues can be referred to an advisory body by the City Council and may have time sensitive deadlines. The items must comply with the procedures in Article XII, Section 1, "Agenda Reports to Advisory Body."

Section 4. Quorum

A quorum of the Transportation and Public Works Commission shall consist a majority of the total number of members while there are greater than seven members. At such time that the Transportation and Public Works Commission becomes a seven-member commission, a quorum shall consist of four (4) members, whether or not there are vacancies on the Advisory Body.

Section 5. Absence of a Quorum

In the absence of a quorum at any meeting, such meeting shall be adjourned to the next regular meeting date by the Chair, Vice Chair, or staff.

A meeting may be declared adjourned for lack of a quorum after a 15-minute period has elapsed from the scheduled time of the start of the meeting. A meeting may also be declared adjourned in advance, if absence notifications received by staff provided for lack of a quorum. Adjournment may be declared by any member or staff.

Section 6. Agenda

The Chair and staff shall jointly set the meeting agenda and its format shall conform to the template set by Council Policy.

Section 7. Order of Business

The Chair or a majority vote of the Advisory Body may change the order of business.

ARTICLE X – MOTIONS

Section 1. Call for Motion

Upon conclusion of preliminary discussion, any member other than the Chair may place a motion on the floor. The motion shall contain the proposed action.

Section 2. Seconding a Motion

The Chair shall receive all motions and shall call for a second to each motion. The Chair may second a motion.

Section 3. Lack of a Second

If, after a reasonable time, no second has been made, the motion shall be declared dead for lack of a second, and the Chair shall state this. This shall not be considered an action of the Advisory Body and shall not be included in the minutes.

Section 4. Discussion/Debate

After a motion has been made and seconded, the Chair shall call for a discussion of the question. All discussion shall be limited to the motion on the floor. At the close of the discussion, the Chair shall put the matter to a vote.

Section 5. Time Limits on Discussion/Debate

The Chair may, at his/her discretion, limit debate of any motion; except that each member shall have the opportunity to speak.

Section 6. Amending a Motion

A motion to amend may be made by any member to revise a motion on the floor; but it cannot be a freestanding motion on its own, nor can it substitute for a main motion. The motion to amend must be voted upon, unless the maker and the second accept it as a friendly amendment, and, if it passes, it then becomes part of the main motion.

Section 7. Withdrawing a Motion

Any motion may be withdrawn by the maker and the second and shall not be included in the meeting minutes.

Section 8. Motion to Table

A motion to table may be made to suspend consideration of an item that appears on a meeting agenda for reasons of urgency or to end an unproductive discussion. A motion to table is not in order when another member has the floor. A motion to table requires a second, is not debatable, is not amendable, requires a majority vote for passage, and, if adopted, cannot be reconsidered at the meeting at which it is adopted. Members will refrain from using a motion to table as a means of capriciously limiting debate among members, to suppress a minority of the Advisory Body, or to avoid public input on an agenda item under consideration by the Advisory Body.

Section 9. Results of Voting

The Chair shall state the results of each vote, e.g., “The motion passes by a vote of five to two.”

ARTICLE XI – VOTING

Section 1. Statements of Disqualification

Section 607 of the City Charter states that “...All members present at any meeting must vote unless disqualified, in which case the disqualification shall be publicly declared and a record thereof made.” No member may abstain from voting on any item, except on the approval of the minutes, when that member was absent.

The City of Santa Cruz has adopted a Conflict of Interest Code, and Section 8 of that Code states that “no person shall make or participate in a governmental decision which s/he knows or has reason to know will have a reasonably foreseeable material financial effect distinguishable from its effect on the public generally.”

Any member who has a disqualifying interest on a particular matter shall do all of the following:

- 1) Publicly identify the financial interest that gives rise to the conflict of interest or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required;
- 2) Recuse himself or herself from discussing and voting on the matter, or otherwise acting in violation of government code Section 87100;
- 3) Leave the room until after the discussion, vote, and any other disposition of the matter is concluded unless the matter has been placed on the portion of the agenda reserved for uncontested matters;
- 4) Notwithstanding paragraph 3, a public official may speak on the issue during the time that the general public speaks on the issue.

Any question regarding conflicts of interest shall be referred to the City Attorney.

Section 2. Voice Vote

All questions shall be resolved by voice vote. Each member shall vote “Aye” or “No” and the vote shall be so entered into the minutes, noting the vote of each member. A member may state the reasons for his or her vote, which reasons shall also be entered into the minutes of the meeting. All members including the Chair shall vote on all matters, except where s/he has a disqualifying interest. The only exception is that a member must abstain on voting to approve the minutes of a meeting at which he or she was not present.

Section 3. Roll Call Vote

Any member may request a roll call vote, either before or immediately after a voice vote. A roll call vote shall be taken without further discussion. The Advisory Body staff shall call the roll and each member shall state his/her vote for the record.

Section 4. Sealed Ballot Votes

No Advisory Body shall take a sealed ballot vote in open session.

Section 5. Adoption of Motions

Adoption of a motion shall be made by a simple majority of the members present, except as otherwise provided. The Chair shall restate the vote for the record, e.g., “The motion is approved by a vote of five to two.”

Section 6. Tie Votes

Tie votes will be resolved as follows:

Statement of Disqualification: A tie vote resulting from a Statement of Disqualification of one or more members, with no members absent and no vacancies on the Advisory Body, shall constitute a defeat of the motion.

Absence: A tie vote during the absence of one or more members, or when there is a vacancy on the Advisory Body, shall cause the item to be automatically continued to the next meeting; except that, as to matters on which action must be taken on a date prior to the next meeting, a tie vote shall constitute a denial of the requested action.

Successive Tie Vote: A tie vote at the next meeting on a matter that has been continued as a result of a tie vote shall constitute a denial of the appeal or defeat of the motion.

ARTICLE XII – REPORTS

Section 1. Agenda Reports to Advisory Body

All agenda items require a written report. Written reports serve as the analysis, detail, history, and justification for each agenda item. Reports shall include recommendation(s) and background. If a report is initiated by an Advisory Body member, a draft of that report shall be provided to staff for formatting at least 10 business days prior to the meeting. Staff shall then format reports to be consistent with content, style, and formatting of City Council agenda reports. Items initiated by a committee shall be processed in the same manner. Draft reports not submitted in a timely manner shall be placed on a future agenda.

Section 2. Committee Reports

Committee reports may be verbal or written and may be accompanied by written documentation.

Section 3. Preparation of Advisory Body-Generated City Council Agenda Reports

All recommendations adopted by the Advisory Body and addressed to the City Council shall be delivered to the Mayor as soon as possible. If the action requests City Council action, the item shall be placed on a future City Council agenda. Agenda reports to the City Council from the Advisory Body shall be written reports consistent with content, style, and formatting of City Council agenda reports.

Additionally, the agenda report shall include a section called analysis, which includes the pros, cons, and foreseeable consequences of the recommendation(s). In the event that staff and the Advisory Body disagree, an analysis of both recommendations shall be included.

ARTICLE XIII – RECORD KEEPING

Section 1. Maintenance of Records

All records shall be maintained according to the City of Santa Cruz Records Retention Schedule.

Section 2. Action Agenda

Action agendas are required for standing Advisory Bodies. An action agenda is an unofficial record of the meeting and shall consist of attendance; meeting start and adjourn times, and a brief description of actions taken. The action agenda shall be made available online within four working days of the meeting.

Section 3. Minutes

Action-only minutes will be produced for all Advisory Body meetings in the same format as that used for City Council meetings as referenced in Council Policy 5.14. Minutes, when approved by the advisory body, are the official record of the meeting and shall consist of attendance, meeting start and adjourn times, a brief description of actions taken, the motion maker and seconder of the motion; and an actual tally of the votes for all actions taken. Advisory Body members who want a particular comment included in the minutes must state “for the record” before making such comment. Minutes shall be reviewed, corrected as appropriate, and or amended and approved by the Advisory Body at a subsequent meeting. Approved minutes are a permanent document and shall be maintained in hard copy in perpetuity in addition to in electronic version.

Subcommittee reports presented orally in a meeting shall be summarized in the minutes.

Section 4. Electronic Recording of Meetings

Proceedings for all standing Brown-Act Advisory Body meetings shall be recorded on CDs or DVRs. The electronic media shall be retained for one year pursuant to the City of Santa Cruz Records Retention Schedule.

As appropriate and/or when requested by the Advisory Body or City Council, a meeting of the Advisory Body may be video recorded or televised.

Members of the public have the right to make recordings of a meeting without disrupting the proceedings under any circumstances.

ARTICLE XIV – COMMITTEES

Section 1. Ad Hoc Committees

Ad hoc committees are established by an Advisory Body to gather information or deliberate on issues deemed necessary to carrying out the functions and purpose of the Advisory Body. Ad hoc committees generally serve only a limited or single purpose, are not perpetual, and are dissolved once their specific task is completed. An ad hoc committee shall be less than six months in term and shall have fewer members than a simple majority of the membership of the appointing Advisory Body. Ad hoc committees shall bring back information to the Advisory Body in either oral or written form.

Following ad hoc committee input, the Advisory Body shall then discuss, deliberate, and make recommendations on the designated issue, thereby providing the public with the opportunity to

participate in the decision-making process. This shall take place in the presence of a quorum of the Advisory Body at a properly noticed public meeting.

Ad hoc committees shall not be subject to the Brown Act. City staff shall not be required to be present at ad hoc committee meetings. All ad hoc committees shall provide a final report to the Advisory Body in lieu of minutes.

Section 2. Standing Committees

Standing committees are bodies established to gather information or deliberate on issues deemed necessary to carrying out the functions and purpose of the Advisory Body. Standing committees are ongoing in nature and are created to deal with issues and make decisions on behalf of the Advisory Body. The public has a right to participate in this process. Standing committees are subject to the Brown Act and staff will provide only such support as to ensure such compliance.

Section 3. Staff Support to Committees

City staff shall normally not be required to attend or provide support for standing or ad hoc committee meetings, unless directed by the department head. All ad hoc committees shall provide a final report to the Advisory Body in lieu of minutes. All standing committees shall provide reports, no less than quarterly, to the Advisory Body.

Section 4. Appointments

The Chair of the Advisory Body may designate or solicit participation for standing and ad hoc committees.

Section 5. Committee Meetings

All standing or ad hoc committee meetings shall be held upon call of the Committee Chair.

ARTICLE XV – AMENDMENTS

A majority of the full membership of the Advisory Body may amend these bylaws, subject to the approval of the City Council.

ARTICLE XVI – ADOPTION OF BYLAWS

Immediately upon favorable vote of not less than a majority of the full membership of the Transportation and Public Works Commission of the City of Santa Cruz and approval of the City Council, these Bylaws shall be in full force and effect. Any and all previously adopted bylaws are hereby superseded.

These Bylaws shall not be considered or construed as superseding any ordinance or directive of the City Council of the City of Santa Cruz, nor shall they preclude the preparation and adoption of further procedural manuals and policies by which the Advisory Body may direct its activities.

Approved: _____
Chair, Transportation and Public Works Commission

Attest: _____
Robert SoliekScott Ruble, Staff



BYLAWS

of the

Transportation and Public Works Commission City of Santa Cruz, California

Under authority of applicable statutes of the State of California, and the City Charter of the City of Santa Cruz, California, for the purpose of establishing rules and regulations governing the organization and procedures of the Transportation and Public Works Commission of the City of Santa Cruz, CA

Adopted (Insert date here)

Amended (Insert date here)

Approved by City Council (Insert dates here)

Amended this ____ **th** **day of** _____, **2019**

APPROVED:

Phil Boutelle, Chair

Transportation and Public Works Commission

Peggy Dolgenos, Vice Chair

Transportation and Public Works Commission

Erich Friedrich

Transportation and Public Works Commission

David Garti

Transportation and Public Works Commission

Dale Hendsbee

Transportation and Public Works Commission

Robert Orrizzi

Transportation and Public Works Commission

Donald Roland

Transportation and Public Works Commission

ATTEST: _____

Scott Ruble

Transportation and Public Works Commission, Staff

Transportation and Public Works Commission Bylaws

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Transportation and Public Works Commission Bylaws

ARTICLE I – NAME AND/OR AUTHORITY

The Name of this organization shall be the Transportation and Public Works Commission of the City of Santa Cruz, California; hereinafter referred to as the Transportation and Public Works Commission, or the Advisory Body.

ARTICLE II – PURPOSE

Established by Ordinance No. 2010-05 in 2010, the Transportation and Public Works Commission is generally responsible for advising Council in matters pertaining to transportation and public works as defined in this ordinance (Section 2.40.081). Its duties include advising Council on planning, design, construction, reconstruction, installation, operation and maintenance of transportation and public works. It makes recommendations to Council concerning the capital improvement program and the annual budget of the Public Works Department.

ARTICLE III – DUTIES AND RESPONSIBILITIES

The Transportation and Public Works Commission shall have the ability, as vested by the City Council, and be required to:

- (a) Act as the advisory commission to the city council for planning, design, installation and maintenance of public works;
- (b) Review and make recommendations to the city council concerning the capital improvement program;
- (c) Review, monitor and make long-range recommendations concerning the construction, reconstruction, operation and maintenance of public works;
- (d) Consider the annual budget of the public works department during its preparation and make recommendations with respect thereto to the city council;
- (e) Receive complaints pertaining to traffic and transportation patterns;
- (f) Review, monitor and suggest recommendations for city transportation matters including, but not limited to: automotive, rail, bicycle, and pedestrian traffic within the city;
- (g) Review additional transportation matters such as transportation system management, travel demand management and other related issues;
- (h) Review and suggest recommendations for placement and enforcement of warning, regulatory and guide signs on city streets;
- (i) Make recommendations to Council regarding the allocation of funds for capital expenditures related to roadway and transportation improvements; and
- (j) Perform other duties as may from time to time be prescribed by the City Council.

ARTICLE IV – MEMBERSHIP

Section 1. Membership

The Transportation and Public Works Commission will be comprised of 7 members

Section 2. Qualifications

Per Ordinance No. 87-10, Section 1, Chapter 2.40.011:

- a. Each member of the Transportation and Public Works Commission shall be a qualified elector of the city;

Section 3. Application for Membership

Prospective members shall file an application in the office of the City Clerk.

Section 4. Method of Appointment

Per Ordinance 87-10, Section 1, Chapter 2.40.011:

Unless the ordinance, or an amendment, establishing and setting forth the authority of the board or commission provides otherwise:

- a. Each board or commission member shall be appointed by motion of the city council adopted by at least four affirmative votes;
- b. If additional members must be appointed to fill the complement of a board or commission, such appointments shall be made at the earliest reasonable date.

Section 5. Good Standing and Reporting of Absences

Councilmembers shall receive annual attendance reports prepared in the City Clerk's Department. Absences will be identified as "with notification" or "without notification." An absence is considered as "with notification" if the member notifies the chairperson or the staff prior to the meeting. If there has been no prior notification, the absence is considered "without notification." It is important to notify staff of any absences for the purposes of determining a quorum. Advisory body members are expected to attend meetings regularly.

Members who serve on advisory bodies which are scheduled to meet more than once monthly are allowed six absences per year.

Members who serve on advisory bodies which are scheduled to meet seven to twelve times per year are allowed three absences per year.

Members who serve on advisory bodies which meet six or less times per year are allowed one absence per year.

It is the responsibility of staff of an advisory body to bring serious attendance issues to the attention of the Mayor or City Clerk prior to reaching the limit, if possible. If either through study of the annual attendance report or through other channels, the Mayor learns that a member has more than the allowable number of absences, the Mayor may notify the member or chairperson, that action may be initiated by Council to remove the member from the advisory

body. The Mayor may choose to postpone or withhold notification to Council in unusual circumstances: for example, if the member is actively performing work for the advisory body outside of the regular meetings or is involved in subcommittee work.

Section 6. Termination

After three meetings following appointment to the Advisory Body, each member shall be subject to removal by motion of any Councilmember, adopted by at least four affirmative votes.

Section 7. Ex-Officio Membership "Optional"

The Transportation and Public Works Commission may find that, because of the complexity of its work, it is desirable to add member(s) at-large to the Advisory Body to serve as non-voting ex-officio members to lend other opinions or expertise to the work of the Advisory Body. The City Council will authorize the Chair of the Advisory Body to nominate member(s)-at-large for Council approval to be non-voting ex-officio members for a determined period of time.

ARTICLE V – TERM OF OFFICE

Section 1. Term

Term of office for each member shall be four years. A member may be appointed to complete an unexpired term. A member may continue to serve until his/her successor has been appointed.

Section 2. Membership Year

A membership year shall be from the first month of the first Commission meeting after the Council appointment has been made.

Section 3. Length of Term

A member shall not serve more than two consecutive full four-year terms. Upon completion of a member's eighth consecutive year of service, that member will be ineligible for reappointment for a period of two years. Members who have served six years or less at the time their term expires are eligible for reappointment.

Section 4. Dual Service

No member shall be eligible to serve on two Advisory Bodies unless one is established for less than 13 months.

ARTICLE VI – OFFICERS AND ELECTIONS

Section 1. Officers

Officers of the Advisory Body shall consist of a Chair and Vice Chair.

Section 2. Election of Officers

As soon as is practicable following the first day of January of every year, there shall be elected from among the membership of the Advisory Body a Chair and Vice Chair.

Section 3. Term of Office

The term of office for the Chair and Vice Chair is one calendar year. Officers may not serve in the same position for more than two consecutive years.

Section 4. Nominations

The Chair will open the floor to nominations. Any member may nominate a candidate from the membership for the position of Chair or Vice Chair; nominations need not be seconded.

A member may withdraw his/her name if placed in nomination, announcing that, if elected, s/he would not be able to serve; but s/he shall not withdraw in favor of another member.

Once the nominations are complete, the Chair will ask for a motion to close the nominations; a second of, and vote on, the motion is required.

The Chair then declares that it has been moved and seconded that the nominations be closed, and the members proceed to the election.

Section 5. Voting

Voting may be by voice vote or by roll call vote.

The candidate who receives a majority of the votes is then declared to be legally elected to fill the office of Chair, and will immediately chair the remainder of the meeting.

The same procedure is followed for the election of Vice Chair.

Section 6. Vacancy of an Officer

Should a vacancy occur, for any reason, in the office of Chair or Vice Chair prior to the next annual election, a special election shall be held to fill the vacant office from among the membership. That member shall serve until a new appointment has been made.

Section 7. Removal of Elected Officers

The Chair or Vice Chair may be removed by a majority vote of the full Advisory Body at a regularly scheduled meeting of the Advisory Body, when all appointed members are present, or at a special meeting convened for that purpose at which a quorum is present. Any officer removed ceases to hold the office once the vote has been tallied and announced. If the Chair is removed, the Vice Chair shall become the new Chair. An election for the Vice Chair shall then be agendized for the next meeting.

Section 8. Duties of the Chair

The Chair shall preside at all regular meetings and may call special meetings. The Chair shall decide upon all points of order and procedure during the meeting; his/her decision shall be final unless overruled by a vote of the Advisory Body, in compliance with Article IX, Section 2, "General Conduct of Meetings." The Chair may not make motions, but may second motions on the floor. The Chair acts as primary contact for staff and shall represent the Advisory Body before City Council whenever the Advisory Body or Council considers it necessary. The Chair and staff shall jointly set the meeting agenda.

The Chair shall create an Annual Work Plan for the following fiscal year pursuant to the language contained in the "Work Program" section of the "Handbook for City Advisory Bodies" prepared by the City Clerk's Office. The Chair may move that a Work Plan development subcommittee be formed, and the Work Plan shall be adopted by the full Commission by a majority vote. Such adoption ideally shall occur at a meeting prior to the onset of the City's fiscal year with which the plan coincides.

Section 9. Duties of the Vice Chair

The Vice Chair shall assume all duties of the Chair in the absence or disability of the Chair.

Section 10. Duties of the Acting Chair

In case of absence of both the Chair and the Vice Chair from any meeting, an Acting Chair shall be elected from among the members present, to serve only during the absence of the Chair and Vice Chair.

ARTICLE VII – STAFF SUPPORT

Section 1. Staff

Staff support and assistance is provided, but advisory bodies do not have supervisory authority over City employees. While they may work closely with advisory bodies, staff members remain responsible to their immediate supervisors and ultimately to the City Manager and Council.

The Director of Public Works shall designate appropriate staff to act as staff person(s) to assist and support the Advisory Body. Staff shall attend all regular and special Advisory Body meetings. Staff shall be responsible for coordination of such reports, studies, and recommendations as are necessary to assist the Advisory Body in the conduct of its business according to City Council policy and the Brown Act. Staff may enlist the assistance of other departments as required. Staff shall be responsible for all public notification regarding all regular and special Advisory Body meetings.

Staff shall record the minutes of the meetings in accordance with the guidelines established in the "Preparation of Minutes" section of the City Councilmembers' Handbook, shall supervise volunteers and interns, shall work closely with the Chair between meetings, shall make recommendations, prepare reports and proposals to the Advisory Body, may represent the Advisory Body at other meetings, presentations, and other public functions as requested, and shall perform administrative tasks.

Staff shall be responsible for the maintenance of proper records and files pertaining to Advisory Body business. Staff shall receive and record all exhibits, petitions, documents, or other

materials presented to the Advisory Body in support of, or in opposition to, any question before the Advisory Body. Staff shall sign all notices prepared in connection with Advisory Body business, shall attest to all records of actions, transmittals, and referrals as may be necessary or required by law, and shall be responsible for compliance with all Brown Act postings and noticing requirements.

Section 2. Staff Relationship to the Advisory Body

Given limited staff resources, the Chair or individual members shall not make separate requests of staff without approval of the Advisory Body. If a member has a research or report request, it shall be brought to the Advisory Body for discussion, consideration, and recommendation prior to making the request of staff. If not approved by the Advisory Body, the individual member shall be responsible for his/her own research or report.

Staff and the Chair shall jointly set the meeting agenda.

ARTICLE VIII – MEETINGS

Section 1. Time and Location of Meetings

The Advisory Body will hold its regular meeting on the third Monday of each month, excluding July and December. The meetings shall begin at 7:00 p.m in the City Council Chambers and will adjourn no later than 10:00 p.m., unless the Chair, with concurrence of the Advisory Body, extends the time of adjournment.

If the scheduled date for a regular meeting falls on a holiday, such meeting shall be rescheduled in accordance with Council policy.

Section 2. Cancellation

If a majority of the membership deems it necessary or desirable, a scheduled regular meeting may be cancelled or rescheduled upon giving notice, unless a public hearing has previously been noticed.

Section 3. Special Meetings

The Chair of the Advisory Body, staff, or a majority of the membership of the Advisory Body may call a special meeting. Notice of such meeting shall state the purpose or the business to be transacted during such special meeting. No other business may be transacted at such special meeting other than as stated in the notice. Oral Communications are not required at special meetings as long as a statement appears on the agenda identifying that there will be no Oral Communications, but that members of the public will have the opportunity to address the Advisory Body on item(s) on the agenda.

If desired by a majority of the Commission, one of the ten annual meetings may be a “project open house” meeting organized and hosted by Public Works staff, with a purpose of informing the public of current and future projects and to allow for greater public comment on such projects. The date of such open house, if desired, shall be set by the Commission when it adopts its annual Meeting Calendar.

ARTICLE IX – CONDUCT OF MEETINGS

Section 1. Compliance with the Brown Act and Council Policies

All regular, special, and adjourned meetings of the Advisory Body shall be open meetings to which the public and the press shall be admitted in compliance with the Brown Act. Meetings will be held at City facilities which are accessible to persons with disabilities.

Section 2. General Conduct of Meetings

Points of order and conduct, including those not addressed by these Bylaws, shall be settled by the Chair, unless overruled by a majority vote of the Advisory Body. Points of order and conduct shall comply with the Brown Act, these Bylaws, and the City Councilmembers' Handbook. The Chair will consult with staff as necessary. Unresolved issues shall be referred to the City Attorney and continued to a future meeting.

Section 3. How Items Are Placed on the Agenda

A request to have an item placed for consideration on a future agenda may be made by staff, any Advisory Body member or a member of the public. The Chair and staff will consider the validity (within the approved scope of work) and urgency of the request and determine when and if that item should be placed on an Advisory Body agenda. Issues can be referred to an advisory body by the City Council and may have time sensitive deadlines. The items must comply with the procedures in Article XII, Section 1, "Agenda Reports to Advisory Body."

Section 4. Quorum

A quorum of the Transportation and Public Works Commission shall consist a majority of the total number of members while there are greater than seven members. At such time that the Transportation and Public Works Commission becomes a seven-member commission, a quorum shall consist of four (4) members, whether or not there are vacancies on the Advisory Body.

Section 5. Absence of a Quorum

In the absence of a quorum at any meeting, such meeting shall be adjourned to the next regular meeting date by the Chair, Vice Chair, or staff.

A meeting may be declared adjourned for lack of a quorum after a 15-minute period has elapsed from the scheduled time of the start of the meeting. A meeting may also be declared adjourned in advance, if absence notifications received by staff provided for lack of a quorum. Adjournment may be declared by any member or staff.

Section 6. Agenda

The Chair and staff shall jointly set the meeting agenda and its format shall conform to the template set by Council Policy.

Section 7. Order of Business

The Chair or a majority vote of the Advisory Body may change the order of business.

ARTICLE X – MOTIONS

Section 1. Call for Motion

Upon conclusion of preliminary discussion, any member other than the Chair may place a motion on the floor. The motion shall contain the proposed action.

Section 2. Seconding a Motion

The Chair shall receive all motions and shall call for a second to each motion. The Chair may second a motion.

Section 3. Lack of a Second

If, after a reasonable time, no second has been made, the motion shall be declared dead for lack of a second, and the Chair shall state this. This shall not be considered an action of the Advisory Body and shall not be included in the minutes.

Section 4. Discussion/Debate

After a motion has been made and seconded, the Chair shall call for a discussion of the question. All discussion shall be limited to the motion on the floor. At the close of the discussion, the Chair shall put the matter to a vote.

Section 5. Time Limits on Discussion/Debate

The Chair may, at his/her discretion, limit debate of any motion; except that each member shall have the opportunity to speak.

Section 6. Amending a Motion

A motion to amend may be made by any member to revise a motion on the floor; but it cannot be a freestanding motion on its own, nor can it substitute for a main motion. The motion to amend must be voted upon, unless the maker and the second accept it as a friendly amendment, and, if it passes, it then becomes part of the main motion.

Section 7. Withdrawing a Motion

Any motion may be withdrawn by the maker and the second and shall not be included in the meeting minutes.

Section 8. Motion to Table

A motion to table may be made to suspend consideration of an item that appears on a meeting agenda for reasons of urgency or to end an unproductive discussion. A motion to table is not in order when another member has the floor. A motion to table requires a second, is not debatable, is not amendable, requires a majority vote for passage, and, if adopted, cannot be reconsidered at the meeting at which it is adopted. Members will refrain from using a motion to table as a means of capriciously limiting debate among members, to suppress a minority of the Advisory Body, or to avoid public input on an agenda item under consideration by the Advisory Body.

Section 9. Results of Voting

The Chair shall state the results of each vote, e.g., “The motion passes by a vote of five to two.”

ARTICLE XI – VOTING

Section 1. Statements of Disqualification

Section 607 of the City Charter states that “...All members present at any meeting must vote unless disqualified, in which case the disqualification shall be publicly declared and a record thereof made.” No member may abstain from voting on any item, except on the approval of the minutes, when that member was absent.

The City of Santa Cruz has adopted a Conflict of Interest Code, and Section 8 of that Code states that “no person shall make or participate in a governmental decision which s/he knows or has reason to know will have a reasonably foreseeable material financial effect distinguishable from its effect on the public generally.”

Any member who has a disqualifying interest on a particular matter shall do all of the following:

- 1) Publicly identify the financial interest that gives rise to the conflict of interest or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required;
- 2) Recuse himself or herself from discussing and voting on the matter, or otherwise acting in violation of government code Section 87100;
- 3) Leave the room until after the discussion, vote, and any other disposition of the matter is concluded unless the matter has been placed on the portion of the agenda reserved for uncontested matters;
- 4) Notwithstanding paragraph 3, a public official may speak on the issue during the time that the general public speaks on the issue.

Any question regarding conflicts of interest shall be referred to the City Attorney.

Section 2. Voice Vote

All questions shall be resolved by voice vote. Each member shall vote “Aye” or “No” and the vote shall be so entered into the minutes, noting the vote of each member. A member may state the reasons for his or her vote, which reasons shall also be entered into the minutes of the meeting. All members including the Chair shall vote on all matters, except where s/he has a disqualifying interest. The only exception is that a member must abstain on voting to approve the minutes of a meeting at which he or she was not present.

Section 3. Roll Call Vote

Any member may request a roll call vote, either before or immediately after a voice vote. A roll call vote shall be taken without further discussion. The Advisory Body staff shall call the roll and each member shall state his/her vote for the record.

Section 4. Sealed Ballot Votes

No Advisory Body shall take a sealed ballot vote in open session.

Section 5. Adoption of Motions

Adoption of a motion shall be made by a simple majority of the members present, except as otherwise provided. The Chair shall restate the vote for the record, e.g., "The motion is approved by a vote of five to two."

Section 6. Tie Votes

Tie votes will be resolved as follows:

Statement of Disqualification: A tie vote resulting from a Statement of Disqualification of one or more members, with no members absent and no vacancies on the Advisory Body, shall constitute a defeat of the motion.

Absence: A tie vote during the absence of one or more members, or when there is a vacancy on the Advisory Body, shall cause the item to be automatically continued to the next meeting; except that, as to matters on which action must be taken on a date prior to the next meeting, a tie vote shall constitute a denial of the requested action.

Successive Tie Vote: A tie vote at the next meeting on a matter that has been continued as a result of a tie vote shall constitute a denial of the appeal or defeat of the motion.

ARTICLE XII – REPORTS

Section 1. Agenda Reports to Advisory Body

All agenda items require a written report. Written reports serve as the analysis, detail, history, and justification for each agenda item. Reports shall include recommendation(s) and background. If a report is initiated by an Advisory Body member, a draft of that report shall be provided to staff for formatting at least 10 business days prior to the meeting. Staff shall then format reports to be consistent with content, style, and formatting of City Council agenda reports. Items initiated by a committee shall be processed in the same manner. Draft reports not submitted in a timely manner shall be placed on a future agenda.

Section 2. Committee Reports

Committee reports may be verbal or written and may be accompanied by written documentation.

Section 3. Preparation of Advisory Body-Generated City Council Agenda Reports

All recommendations adopted by the Advisory Body and addressed to the City Council shall be delivered to the Mayor as soon as possible. If the action requests City Council action, the item shall be placed on a future City Council agenda. Agenda reports to the City Council from the Advisory Body shall be written reports consistent with content, style, and formatting of City Council agenda reports.

Additionally, the agenda report shall include a section called analysis, which includes the pros, cons, and foreseeable consequences of the recommendation(s). In the event that staff and the Advisory Body disagree, an analysis of both recommendations shall be included.

ARTICLE XIII – RECORD KEEPING

Section 1. Maintenance of Records

All records shall be maintained according to the City of Santa Cruz Records Retention Schedule.

Section 2. Action Agenda

Action agendas are required for standing Advisory Bodies. An action agenda is an unofficial record of the meeting and shall consist of attendance; meeting start and adjourn times, and a brief description of actions taken. The action agenda shall be made available online within four working days of the meeting.

Section 3. Minutes

Action-only minutes will be produced for all Advisory Body meetings in the same format as that used for City Council meetings as referenced in Council Policy 5.14. Minutes, when approved by the advisory body, are the official record of the meeting and shall consist of attendance, meeting start and adjourn times, a brief description of actions taken, the motion maker and seconder of the motion; and an actual tally of the votes for all actions taken. Advisory Body members who want a particular comment included in the minutes must state “for the record” before making such comment. Minutes shall be reviewed, corrected as appropriate, and or amended and approved by the Advisory Body at a subsequent meeting. Approved minutes are a permanent document and shall be maintained in hard copy in perpetuity in addition to in electronic version.

Subcommittee reports presented orally in a meeting shall be summarized in the minutes.

Section 4. Electronic Recording of Meetings

Proceedings for all standing Brown-Act Advisory Body meetings shall be recorded on CDs or DVRs. The electronic media shall be retained for one year pursuant to the City of Santa Cruz Records Retention Schedule.

As appropriate and/or when requested by the Advisory Body or City Council, a meeting of the Advisory Body may be video recorded or televised.

Members of the public have the right to make recordings of a meeting without disrupting the proceedings under any circumstances.

ARTICLE XIV – COMMITTEES

Section 1. Ad Hoc Committees

Ad hoc committees are established by an Advisory Body to gather information or deliberate on issues deemed necessary to carrying out the functions and purpose of the Advisory Body. Ad hoc committees generally serve only a limited or single purpose, are not perpetual, and are dissolved once their specific task is completed. An ad hoc committee shall be less than six months in term and shall have fewer members than a simple majority of the membership of the appointing Advisory Body. Ad hoc committees shall bring back information to the Advisory Body in either oral or written form.

Following ad hoc committee input, the Advisory Body shall then discuss, deliberate, and make recommendations on the designated issue, thereby providing the public with the opportunity to

participate in the decision-making process. This shall take place in the presence of a quorum of the Advisory Body at a properly noticed public meeting.

Ad hoc committees shall not be subject to the Brown Act. City staff shall not be required to be present at ad hoc committee meetings. All ad hoc committees shall provide a final report to the Advisory Body in lieu of minutes.

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Standing committees are bodies established to gather information or deliberate on issues deemed necessary to carrying out the functions and purpose of the Advisory Body. Standing committees are ongoing in nature and are created to deal with issues and make decisions on behalf of the Advisory Body. The public has a right to participate in this process. Standing committees are subject to the Brown Act and staff will provide only such support as to ensure such compliance.

Section 3. Staff Support to Committees

City staff shall normally not be required to attend or provide support for standing or ad hoc committee meetings, unless directed by the department head. All ad hoc committees shall provide a final report to the Advisory Body in lieu of minutes. All standing committees shall provide reports, no less than quarterly, to the Advisory Body.

Section 4. Appointments

The Chair of the Advisory Body may designate or solicit participation for standing and ad hoc committees.

Section 5. Committee Meetings

All standing or ad hoc committee meetings shall be held upon call of the Committee Chair.

ARTICLE XV – AMENDMENTS

A majority of the full membership of the Advisory Body may amend these bylaws, subject to the approval of the City Council.

ARTICLE XVI – ADOPTION OF BYLAWS

Immediately upon favorable vote of not less than a majority of the full membership of the Transportation and Public Works Commission of the City of Santa Cruz and approval of the City Council, these Bylaws shall be in full force and effect. Any and all previously adopted bylaws are hereby superseded.

These Bylaws shall not be considered or construed as superseding any ordinance or directive of the City Council of the City of Santa Cruz, nor shall they preclude the preparation and adoption of further procedural manuals and policies by which the Advisory Body may direct its activities.

Approved: _____
Chair, Transportation and Public Works Commission

Attest: _____
Scott Ruble, Staff

Rosemary Balsley

From: A Webb <webbheart@gmail.com>
Sent: Friday, May 10, 2019 3:30 PM
To: City Council
Subject: May 14, 2019, Item #25. Proposed Changes to Transportation and Public Works Commission Bylaws (PW)

It seems there always will be "budget restrictions"....

If the Commission feels it important to have, why not give the option of number of meetings as "between 6 and 10 meetings per year". With the sheer volume of large projects in the pipeline it seems a reasonable option to have. There's nothing wrong with cancelling meetings under appropriate circumstances.

I like the idea of an annual Open House meeting for the public with input gathered. A Q&A session would be appreciated for larger projects.

Thanks,
Anita Webb

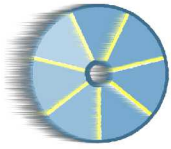
Rosemary Balsley

From: Rick Longinotti <longinotti@baymoon.com>
Sent: Monday, May 13, 2019 11:10 AM
To: City Council
Subject: Item 25, Transportation Commission meetings
Attachments: Transportation Commission mtgs.pdf

Please see the attached letter.

Thanks,

Rick



Campaign for Sustainable Transportation

Rick Longinotti, Co-chair PO Box 7927, Santa Cruz, Ca. 95061
Rick Longinotti, Co-chair PO Box 7927, Santa Cruz, Ca. 95061

May 13, 2019

Dear City Council,

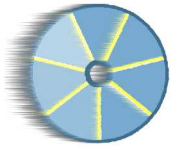
My organization strongly supports the recommendation of the Transportation and Public Works Commission to increase the number of meetings per year to ten. The lack of sufficient meeting time results in inadequate Commission guidance to the City Council on transportation projects.

Before merger with the Public Works Commission, the Transportation Commission met monthly. Currently the joint Commission meets six times per year. With the joint work-load and reduced number of meetings, Commission time spent on considering transportation is now approximately 25% of what it used to be.

The Transportation Commission once had a public engagement process that could have been written up as a model case study alongside those in *[Accelerating Public Engagement, a Roadmap for Local Government](#)*. The Bicycle and Pedestrian Subcommittee was a successful collaboration between Commissioners, staff and City residents that engaged citizen expertise in the design of street improvements. Community groups did grassroots outreach around controversial projects such as the loss of street parking for installation of bike lanes on Soquel Ave.

The loss of this public engagement process has resulted in transportation projects that compromise the safety of people on bicycles. For example:

- The River St./Highway 1 intersection project proposes a state-minimum four ft. bike lane on River St. in front of Central Home Supply and in front of the Rebele Family Shelter. According to the Urban Bikeway Design Guide of the National Association of City Transportation Officials, a protected bike lane is needed in this type of high traffic situation. It is not realistic to assume that all bicyclists will use the levee path under the highway in lieu of traveling on River St.
- Many of the City's bike lanes put bicyclists (including children) in the door zone of parked cars.
- The Bay St./Mission St. intersection with children bicycling to Mission Hill Middle School or Bay View Elementary is hazardous to bicyclists, with bike lanes disappearing on Bay St. on the approach to the intersection. In 2008 the City received \$1.5 million per the settlement agreement with UCSC that named the Bay/Mission intersection as needing improvement. Improvements at this intersection have been in the CIP for at least a decade. As far as we know, the plans do not include protected bike lanes on Bay near Mission.
- The City's Active Transportation Plan calls for streets such as Grant St. to receive "greenway" treatment, meaning improvements that make the street safe for all users. The improvement to Grant St. consists of sharrows painted in the driving lanes.



Campaign for Sustainable Transportation

Rick Longinotti, Co-chair PO Box 7927, Santa Cruz, Ca. 95061
Rick Longinotti, Co-chair PO Box 7927, Santa Cruz, Ca. 95061

To restore a truly democratic citizen participatory process, the Campaign for Sustainable Transportation recommends that in addition to approving the Transportation and Public Works Commission's recommendations, the Council require:

- that the Commission have early input and final approval of the design of any transportation projects that are included in the Capital Improvement Program.

Thank you,

Rosemary Balsley

From: bikerick <bikerick@att.net>
Sent: Monday, May 13, 2019 12:27 PM
To: City Council
Subject: Allow more Transportation Commission meetings -- Item #25 Council meeting of May 14, 2019

Dear Councilmembers: Please allow the Transportation and Public Works Commission to have additional meetings or approve a similar means for commissioners and citizens to have meaningful say in transportation projects.

The staff report notes that there are many bicycle and pedestrian projects identified in the Active Transportation Plan (ATP) and work is underway to implement them. As one who served on the committee that helped establish the ATP's project list, I am most appreciative of the work that has since been accomplished to bring the projects to fruition. But, the list is comprised of only brief project descriptions. As you are aware, the design details are also of concern to cyclists, pedestrians and neighbors. Currently many project designs get far along (even some to the point of construction) before there is opportunity for meaningful input.

Previously there was a separate Transportation Commission that met monthly and had a Bicycle and Pedestrian subcommittee too. The subcommittee resulted in valuable input into grant applications, project designs and the previous bicycle plan. Yes, it took a few hours of staff time a month to manage and attend, but the benefits were significant. Now there are only commission meetings once every two months that have to address all public works, not just transportation matters.

For many years concerned citizens have advocated reestablishing the subcommittee so that there is a more accessible and less constrained forum for staff, Commissioners and the public to discuss project design in more detail. Finally, last year staff responded to this desire by instead promising semi-annual Commission workshops. But, to date, none have occurred. So, now the Transportation and Public Works Commission has proposed additional meetings as an alternative. I urge you to approve their request or allow them to reestablish a bike and pedestrian subcommittee.

I understand that staff has much work to do. But facilitating meetings where project priorities and designs can be discussed should not be construed as diverting resources from implementing transportation projects; rather, engaging with Commissioners and the public should be considered as part of the process to implement the best projects possible.

Finally, if workload or lack of pertinent business renders a meeting unnecessary, it can be cancelled. But, please give Commissioners and the public the opportunity to have more engagement in transportation matters by approving the revised by-laws.

Thank you,
Rick Hyman

PS: As the staff report describes, adding an additional position in Public Works is also crucial. Although the city general fund is constrained, an additional employee can help bring in millions of grant money. Therefore, there should be some means to assign more staff to the ATP projects.

Rosemary Balsley

From: Ron Pomerantz <hectic@cruzio.com>
Sent: Monday, May 13, 2019 3:20 PM
To: City Council
Subject: Item #25 Council meeting of May 14, 2019: Proposed Changes to Transportation and Public Works Commission Bylaws

Good afternoon Mayor and Councilmembers.

I am writing to you to strongly encourage your support of the Transportation and Public Works Commissioners' recommendation to increase the number of meetings from 6 to 10 per year. I have to rhetorically ask why did it take nearly 5 months for you to see this recommendation after the TPW Commissioners approved them? This is after the TPW Commissioners established the Participation Process Ad-Hoc Subcommittee which worked for nearly a year to diligently and thoughtfully work on these bylaw changes that you finally see before you today.

TPW Commission meetings are where project priorities and designs can be thoroughly vetted and should not be looked at as diverting resources from implementing transportation projects. Rather, staff's engaging with Commissioners and the public should be considered as part of the process to implement and expedite the best projects possible. The previously constituted Bicycle and Pedestrian Subcommittee was not controlled by Staff, but proved to be highly regarded and successful by researching and analyzing data and projects, which in turn saved staff time and workload. Staff effectively made sure it withered away claiming staff time was no longer able to support it.

As a past member of the TPW Commission I witnessed first hand how staff resists citizens efforts to participate and contribute to assuring the best projects and priorities from a broad community perspective rather than from their insular bureaucratic perspective. Staff has no problem adding a position for PR efforts, but says there's no money for improving community participation. How about eliminating the PR position and reducing the exorbitant salaries of top administrative staff and fund a Senior Civil Engineer position? Whether you realize it or not the Public Works Administrative Staff has created a fiefdom, and fights efforts that diminishes their control and power. I believe the Water Department and the Water Commission is an excellent example of a productive relationship between a staff and a commission.

Approval of the Commission's request to increase their meetings from 6 to 10 is a small step to assuring the community's engaged participation is desired and encouraged.

Thank you for your time and thoughtful consideration.

Ron Pomerantz



CITY COUNCIL AGENDA REPORT

DATE: April 23, 2019

AGENDA OF: May 14, 2019

DEPARTMENT: Planning and Community Development

SUBJECT: Resolution of Support and Funding Allocation for the 2020 United States Census (PL)

RECOMMENDATION: Resolution of support for the 2020 United States Census.

Motion approving the expenditure of \$40,000 from existing budgeted funds, to be used for the purposes of Census outreach.

BACKGROUND: This item was originally agendized on the April 23, 2019 City Council meeting. It was deferred from that meeting to the May 14th 2019 meeting.

Every 10 years the federal government undertakes a count of the U.S. population to determine the allocation of seats held by each state in the House of Representatives (U.S. Census). The government also distributes more than \$675 billion to state, local and tribal governments annually based on this data, with \$76 billion dollars going to the State of California each year.

In each U.S. Census there is a risk of an undercount, specifically among hard-to-reach populations such as children, seniors, immigrants, renters, low income persons, persons experiencing homelessness, and non-English speaking persons. The State is expected to lose approximately \$2,000 per person per year for 10 years for every Californian not counted by the 2020 Census count.

According to a 2013 Public Policy Institute of California (PPIC) estimate Santa Cruz County is home to an estimated 19,500 undocumented immigrants. PPIC has also estimated that 1.6 million residents throughout the state are at risk of being undercounted in 2020. In the 1990 Census, California undercounted its residents by an estimated 4 million people, leading to a loss of an estimated \$2 billion in federal funds and a seat in the House of Representatives.

On April 13, 2018, Governor Brown issued Executive Order B-49-18, which established a California Complete Count Committee to develop, recommend, and assist in the administration of a statewide Census outreach strategy. As a part of this Order the State has allocated \$90.3 million for outreach efforts, with \$26.5 million of those funds to be diverted to counties for local efforts. The County of Santa Cruz has been allocated \$111,586 of this funding, which the Board of Supervisors agreed to accept at their January 15, 2019 meeting.

DISCUSSION: There are challenges ahead in ensuring a complete count in the 2020 Census. For the first time Census history responses will be primarily completed electronically, which may present additional challenges in an accurate count of hard-to-reach populations. Additionally, there is potential for the addition of a citizenship status question on the Census survey form. The U.S. Supreme Court has agreed to review a lower court's ruling barring the citizenship question, and a hearing is expected to begin in April 2019. If included, the citizenship question has the potential to significantly reduce participation from immigrant communities.

As the State-identified lead agency for local 2020 Census outreach efforts, the County of Santa Cruz has entered into a contract with Community Action Board of Santa Cruz County (CAB) in the amount of \$83,085 to conduct outreach services related to the 2020 Census. Services include development, support and staffing of a local Complete Count Committee (CCC); drafting a Census 2020 Strategic Plan; and management of the Census outreach process.

To date, a County CCC has been formed, with the charge of educating, activating and engaging the community in the Census process. CCC members include local elected officials and staff representatives from local jurisdictions, non-profits, healthcare and educational institutions, and business and labor groups. The County has also entered into a contract with the local marketing firm of Miller Maxfield in the amount of \$10,000 to assist in developing a local Census 2020 logo and communications campaign.

Based on costs associated with outreach in previous Census years, the 2020 Census outreach effort is estimated to cost approximately \$250,000-\$300,000. This amount includes the contracts identified above totaling close to \$100,000, as well as funding needed for outreach activities such as development and printing of multi-lingual flyers, banners and signs; purchasing of advertising space with local media outlets (Sentinel, GoodTimes, TV, Radio, Bus Advertising etc.); incorporating Census information as part of utility billing and other direct mailings; signage and stickers for various City and County vehicles; etc.

Each jurisdiction is contributing funding towards the Census effort, based in part on their total population as well as their hard-to-count population. While the Cities of Capitola and Scotts Valley are still in the process of receiving authorization from their respective Councils, it is expected that funding contributions will be made as follows:

Jurisdiction	Population (est.)	Funding Contribution (est.)	Funding/Population
State of California	--	\$111,586	--
County of Santa Cruz (Unincorporated)	135,000	\$100,000	\$0.74/person
City of Santa Cruz	65,000	\$40,000	\$0.62/person
City of Scotts Valley	12,000	\$5,000	\$0.42/person
City of Capitola	10,000	\$5,000	\$0.50/person
TOTAL:		\$256,586	\$0.57/person (avg.)

Note that the City of Watsonville is not on the above list, as they are undertaking their own city-specific outreach given their large hard-to-count population and have formed their own local CCC. They have hired a full-time staff member to focus on Watsonville-specific Census

outreach; however, they have offered to share outreach materials developed in house with the broader County group and are coordinating with the County CCC.

For more information on the Santa Cruz County's Census 2020 efforts, please visit <http://santacruzcountycounts.us/>

CEQA ANALYSIS: Exempt per Section 15061 (b)(3) of Chapter 3, Title 14 of the California Code of Regulations (CEQA Guidelines), in that the activity is covered under the general rule that CEQA applies only to projects that have the potential for causing significant effect on the environment.

FISCAL IMPACT: \$40,000 plus staff time to participate in outreach program, which may be considered “core services.” Staff proposes that the City's contribution be provided to the County from the Planning & Community Development Department—Advance Planning Division Fiscal Year 2019 budget.

Prepared by:

Sarah A. Fleming, AICP
Principal Planner

Submitted by:

Lee Butler, AICP
Director

Approved by:

Martín Bernal
City Manager

ATTACHMENTS:
Resolution

RESOLUTION NO. NS-29,XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
RECOGNIZING THE IMPORTANCE OF THE 2020 U.S. CENSUS AND SUPPORTING A
COMPLETE, FAIR, AND ACCURATE COUNT OF ALL CALIFORNIANS

WHEREAS, the U.S. Census Bureau is required by Article I, Section 2 of the U.S. Constitution to conduct an accurate count of the population every ten years; and

WHEREAS, the next enumeration will be April 1, 2020 and will be the first to rely heavily on online responses; and

WHEREAS, the primary and perpetual challenge facing the U.S. Census Bureau is the undercount of certain population groups; and

WHEREAS, that challenge is amplified in California, given the size of the state and the diversity of communities; and

WHEREAS, California has a large percentage of individuals that are considered traditionally hard to count; and

WHEREAS, these diverse communities and demographic populations are at risk of being missed in the 2020 Census; and

WHEREAS, California receives nearly \$77 billion in federal funding that relies, in part, on census data; and

WHEREAS, a complete and accurate count of California's population is essential; and

WHEREAS, the data collected by the decennial Census determines the number of seats each state has in the U.S. House of Representatives and is used to distribute billions of dollars in federal funds to state and local governments; and

WHEREAS, the data is also used in the redistricting of state legislatures, county boards of supervisors and city councils; and

WHEREAS, the decennial census is a massive undertaking that requires cross-sector collaboration and partnership in order to achieve a complete and accurate count; and

WHEREAS, California's leaders have dedicated a historic amount of funding and resources to ensure every Californian is counted once, only once and in the right place; and

WHEREAS, this includes coordination between tribal, city, county, state governments, community-based organizations, education, and many more; and

RESOLUTION NO. NS-29,XXX

WHEREAS, U.S. Census Bureau is facing several challenges with Census 2020, including constrained fiscal environment, rapidly changing use of technology, declining response rates, increasingly diverse and mobile population, thus support from partners and stakeholders is critical; and

WHEREAS, California is kicking-off its outreach and engagement efforts in April 2019 for the 2020 Census; and

WHEREAS, the City of Santa Cruz, in partnership with other local governments, the State, businesses, schools, and community organizations, is committed to robust outreach and communication strategies, focusing on reaching the hardest-to-count individuals;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that it recognizes the importance of the 2020 U.S. Census and supports helping to ensure a complete, fair, and accurate count of all Californians.

PASSED AND ADOPTED this 14th day of May, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator



26.6

Census 2020

CITY COUNCIL
MAY 14, 2019

Background

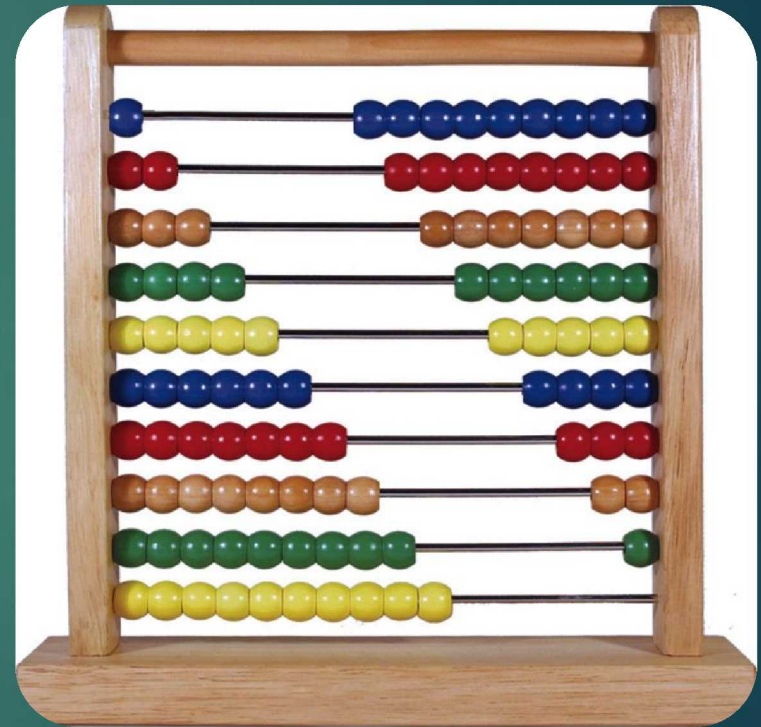
- ▶ U.S. Census Undertaken every **10** years
- ▶ **Determines state representation** in the U.S. House of Representatives & electoral college numbers
- ▶ **Determines** amount of **federal funding** sent annually to states

The logo for the United States Census 2020. It features the text "United States" in a small, black, sans-serif font, followed by a registered trademark symbol (®). Below this, the word "Census" is written in a large, bold, black, sans-serif font. At the bottom, the year "2020" is written in a large, bold, black, sans-serif font. The entire logo is enclosed in a thin black rectangular border.

United States®
Census
2020

Risk of Undercount

- ▶ **Hard-to-reach populations** include children, seniors, renters, immigrants & homeless
- ▶ **~1.6 million** are at risk of undercount state-wide; **~20,000** in Santa Cruz County



Additional Challenges

- ▶ Potential citizenship question

- ▶ **Electronic surveys**

- ▶ First time in census history
- ▶ Presents challenges for hard-to-reach populations



State Complete Count Committee (ccc)



- ▶ **April 2018** Governor Brown formed a state CCC and allocated **~\$90M** in funds for outreach efforts
- ▶ **~\$27M** is being disbursed to Counties; **~\$111K** was accepted by Santa Cruz County in **January 2015**



County CCC



- ▶ **Late 2018** representatives from the cities from **Santa Cruz County jurisdictions** began to meet
- ▶ **March 2019** a **countywide CCC** was established, including elected officials, non-profits, business and labor groups and others



Funding Needs

Outreach efforts estimated to cost
\$250K-\$300K

Each jurisdiction is contributing funds
based on **population** and **estimated
hard-to-count population**



Funding Contributions

Jurisdiction*	Population (est.)	Funding Contribution (est.)	Funding/Population
State of California	--	\$111,586	--
County of Santa Cruz (Unincorporated)	135,000	\$100,000	\$0.74/person
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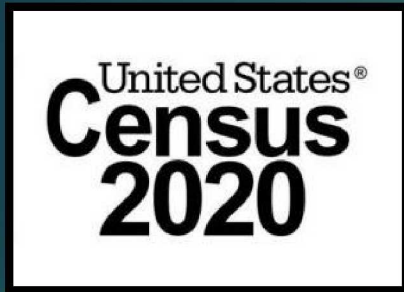
**Note that the City of Watsonville is not on the above list. Given their large hard-to-count population they have formed their own local CCC.*

Recommendation

► Make a motion:

- 1) Adopting a resolution of support for the 2020 United States Census
- 2) Approving the expenditure of \$40,000 in existing budgeted funds, to be used for Census outreach

More Information



- ▶ U.S. Census Website:
<https://2020census.gov/en>



- ▶ Santa Cruz County Census Website:
<http://santacruzcountycounts.us/>



Q&A



CITY COUNCIL AGENDA REPORT

DATE: April 23, 2019

AGENDA OF: May 14, 2019
DEPARTMENT: Planning and Community Development
SUBJECT: Amendments to General Plan and Local Coastal Program (PL)

RECOMMENDATION:

- 1) Resolution adopting the proposed amendments to revise *Chapter 8—Hazards, Safety, and Noise* of the General Plan to include by reference the City's FEMA-adopted Local Hazard Mitigation Plan and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.
 - 2) Resolution adopting the proposed amendments to update *Chapter 2—Historic Preservation, Arts & Culture* of the General Plan to include an updated Archeological Sensitivity and Paleontological Map and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.
 - 3) Introduce for Publication an Ordinance approval revising *Section 24.16.262 – Local Coastal Plan Consistency* of the City of Santa Cruz Municipal Code (SCMC) to clarify language related to the intersection of State Density Bonus Law and the California Coastal Act of 1976.
 - 4) Resolution adopting *Section 24.16.262 – Local Coastal Plan Consistency* as an implementing regulation into the Local Coastal Program and authorizing and directing the City Manager to submit the amendment as an amendment to the implementation regulations of the Local Coastal Program to the California Coastal Commission.
-

This item was originally agendized on the April 23, 2019 City Council meeting and was continued to the May 14th 2019 meeting. The amendments contained in this report relate to three separate areas, two in the 2030 General Plan (GP) and one related to the intersection of State Density Bonus Law and the California Coastal Act of 1976. For clarity, each of the amendments is discussed separately.

1) General Plan: Incorporation of Local Hazard Mitigation Plan

BACKGROUND: In 2006, the State Legislature passed AB 2140, which allows local jurisdictions to adopt their Federal Emergency Management Agency (FEMA)-approved Local Hazard Mitigation Plans (LHMP) into their General Plans and by doing so, to become eligible to apply for State funds to cover all or part of the local share costs provided through the California Disaster Assistance Act (CDAA). When a disaster is declared, the federal government generally provides up to 75 percent of the cost of public assistance projects, with 25 percent of the costs

considered the local share. CDAA allows the State to pay for 18.75 percent of the local share. Local jurisdictions that have included their FEMA-approved LHMPs into their GPs are eligible to apply for State funds for the remaining 6.25 percent.

DISCUSSION: FEMA reviews and approves LHMPs and requires updates on a five-year cycle. The City's latest five year update, the 2018-2023 LHMP, together with the Climate Adaptation Plan, was approved by FEMA on April 8, 2018 pending City Council's formal adoption of the update. City Council adopted the update on October 9, 2018. The proposed amendment to the GP (Attachment 1 and 5) would incorporate by reference the City's LHMP, making the City eligible to apply for funding to cover the City's local costs for public assistance projects in the event of an emergency covered by an Emergency Declaration.

This item was presented to the Planning Commission on March 21, 2019. The Planning Commission voted unanimously, with one member absent, to recommend that the City Council approve the resolution adopting the proposed amendment to the General Plan. As this change involves a modification to the certified Santa Cruz LCP Implementation Plan, the change must be certified by the California Coastal Commission before it takes effect.

2) General Plan: Update Archeological and Paleontological Maps

BACKGROUND: Chapter 2 of the 2030 General Plan relates to historic preservation as well as arts and culture. Within the GP goals, policies, and actions related to historic preservation is Action HA1.1.2, which reads:

“Every five years, update the City’s archeological and paleontological sensitivity maps and site information lists.”

While it might appear counter-intuitive that these maps need regular updating, much of the City has potential for archeological and paleontological discoveries—also known as “cultural resources”—which necessitates specific site studies when new development is proposed. Each of these studies, whether positive or negative (cultural resources were discovered or not discovered) provides additional information about these resources.

DISCUSSION: In 2017, the City contracted with Dudek to update the City's archeological and paleontological sensitivity maps and site information lists. Dudek reviewed a total of 1051 archeological reports found in the City's files and at the Northwest Information Center, the statewide center where such reports are filed. Dudek also undertook a sophisticated modeling effort which analyzed soil types, slopes, and distance to water, as well as other relevant factors. Using this information, Dudek updated the City's archeological and paleontological sensitivity maps and combined the two maps into one. The revised map will be used to determine the likelihood of discovering cultural resources during construction and, therefore, the level of reporting and monitoring that may be necessary before and during the construction process.

Information regarding archeological and paleontological discoveries is not released publicly, in an effort to prevent unauthorized searches for cultural resources. For this reason, the Dudek report is not available for public review. The existing and revised maps are attached as Attachments 6a, 6b, and 7.

This item was presented to the Planning Commission on March 21, 2019. The Planning Commission voted unanimously, with one member absent, to recommend that the City Council approve the resolution adopting the proposed amendment to the General Plan. As this change

involves a modification to the certified Santa Cruz LCP, it must be certified by the CCC before it takes effect.

3) Density Bonus Ordinance and Local Coastal Program: Density Bonus Language

BACKGROUND: In 1972, California voters approved Proposition 20, creating the California Coastal Act and the California Coastal Commission (CCC). In 1976, the Coastal Act was revised to transfer coastal permit processing authority to local jurisdictions upon adoption of a Coastal Land Use Plan and Implementation Plan. Together, these documents form the Local Coastal Program (LCP) for the jurisdiction, which is certified by the CCC.

The City of Santa Cruz's LCP Land Use Plan was originally certified in 1981, with the Implementation Plan certified in 1985. The LCP was revised and included in the City's 1990-2005 General Plan and Local Coastal Program, adopted by the City in 1992, with the coastal elements approved in 1994 by the CCC as an LCP amendment. The LCP was not included in the 2030 General Plan and is currently being revised and updated as a stand-alone document. The Implementation Plan of the LCP includes specific sections of the City's zoning ordinance and other regulatory documents by reference.

In the 2016 *Kalnel Gardens v. City of Los Angeles* decision, the court determined that the Coastal Act took precedence over the State's Density Bonus Law (Density Bonus Law). In response to this, the State legislature approved AB 2797 in 2018, which made explicit in the Density Bonus Law that any density bonus, concessions, incentives, waivers or reductions of development standards and parking ratios allowed be permitted "*in a manner that is consistent with that law and the California Coastal Act of 1976.*"

In 2017, the City revised its Density Bonus Ordinance (City Ordinance), in part to comply with changes in the Density Bonus Law, including the determination made in the *Kalnel Gardens* case. At that time, a section was added to the City Ordinance (at Santa Cruz Municipal Code 24.16.626) to explicitly state that Density Bonus Law does not supercede or in any way alter or lessen the effect or application of the California Coastal Act. It explicitly states that requested density bonuses shall be consistent with all applicable development standards required in the certified Santa Cruz LCP (height, setbacks, etc.), with the exception of density. Both the Density Bonus Law and the City Ordinance allow other concessions and incentives to encourage the development of affordable housing, including a modification of development standards, zoning ordinance requirements, or architectural design requirements. While the Coastal Act and coastal permits do not regulate density, other modifications to standards and regulations may be subject to the Coastal Act.

DISCUSSION: SCMC 24.16.626 is not currently included as an implementing regulation in the LCP. The proposed amendment would add *Section 24.16.626 – Local Coastal Plan Consistency*, the section of the City Ordinance that references the Density Bonus Law's subordination to the Coastal Act, as part of the Implementation Plan of the City's LCP. It would also clarify the language to clearly state that projects using the Density Bonus shall comply with the certified Santa Cruz LCP, except as they relate to numeric standards, such as density or setbacks, that are changed through Density Bonus provisions. Concessions and incentives other than increased density that might be offered to encourage the development of affordable housing would be subject to meeting the goals and policies of the Coastal Act for projects within the Coastal Zone. The increased density itself is not subject to the Coastal Act; however, if the increased density included increased height or decreased setbacks, those physical changes would be subject to the goals and policies of the Coastal Act. By updating and incorporating SCMC text into the City's

LCP, this amendment would make it clear that for properties in the Coastal Zone, any Density Bonus concessions or incentives that modify the physical form of the building (e.g., increased height, reduced setbacks, etc.) could be allowed but only if they comply with the goals and policies of the certified Santa Cruz LCP (e.g., related to protection of environmentally sensitive habitat, provision of public access, protection of public views, etc.).

City staff has consulted with Coastal Commission staff regarding the wording of this section of the City Ordinance. Coastal Commission staff suggested additional revisions to the wording in an effort to more clearly describe the interaction between the Density Bonus Law and the Coastal Act. City staff has incorporated those suggestions into the proposed City Ordinance, (see Attachments 3 and 8) which in turn would be incorporated into the City's LCP Implementation Plan through an LCP Amendment (see Attachment 4 and 9), should such amendment ultimately be certified by the CCC.

This item was presented to the Planning Commission on March 21, 2019. The Planning Commission voted unanimously, with one member absent, to recommend that the City Council approve the proposed code text amendment and LCP amendment.

ENVIRONMENTAL REVIEW: Items 1, 2, and the Code Text Amendment portion of Item 3 are exempt from the California Environmental Quality Act (CEQA) per Section 15061(b)(3) of Chapter 3, Title 14 of the California Code of Regulations (CEQA Guidelines) in that the activity is covered under the general rule that CEQA applies only to projects, which have the potential for causing significant effect on the environment. The LCP Amendments themselves are exempt from CEQA per Section 15265 of CEQA Guidelines, which states that CEQA does not apply to activities and approvals by a local government related to the California Coastal Act necessary for the preparation and adoption of a local coastal program.

FISCAL IMPACT: The General Plan amendment to incorporate the Local Hazard Mitigation Plan into the General Plan would allow the City to apply for funds from the State to cover the local costs not already covered by the State in the event of an Emergency Declaration. There is no apparent fiscal impact from the other amendments.

Prepared by:

Katherine Donovan
Senior Planner

Submitted by:

Lee Butler, AICP
Director of Planning and
Community Development

Sarah A. Fleming, AICP
Principal Planner

Approved by:

Martin Bernal
City Manager

ATTACHMENTS:

- Attachment 1 Local Hazard Mitigation Plan Resolution**
- Attachment 2 Cultural Resources Map Resolution**
- Attachment 3 Density Bonus Ordinance Amendment, Clean Copy**
- Attachment 4 Density Bonus Ordinance Amendment, Redline Version**
- Attachment 5 Density Bonus Resolution**
- Attachment 6 GP Amendment to Incorporate LHMP, Redline Version**
- Attachment 7 Original GP Archeological and Paleontological Maps**
- Attachment 8 Updated GP Cultural Resources Map**
- Attachment 9 LCP Amendment, Redline Version**

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
INCORPORATING THE LOCAL HAZARD MITIGATION PLAN INTO THE SAFETY
ELEMENT OF THE GENERAL PLAN AND THE LOCAL COASTAL PROGRAM AND
AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT THE ADOPTED
AMENDMENT AS A LOCAL COASTAL IMPLEMENTATION PLAN AMENDMENT TO
THE CALIFORNIA COASTAL COMMISSION FOR FINAL CERTIFICATION

WHEREAS, in 2006, the State of California approved AB 2140, enabling local jurisdictions to become eligible to apply for State funds through the California Disaster Assistance Act to cover their local cost share in the event of a declared emergency if the local jurisdiction has adopted its Federal Emergency Management Agency (FEMA) approved Local Hazard Mitigation Plan into its General Plan Safety Element; and

WHEREAS, the latest five-year update of the City's Local Hazard Mitigation Plan was approved by FEMA on April 8, 2018; and

WHEREAS, City Council adopted the FEMA-approved five-year update of the Local Hazard Mitigation Plan on October 9, 2018; and

WHEREAS, the 2030 General Plan is an implementing regulation of the City's Local Coastal Program; and

WHEREAS, it is in the best interests of the City to be eligible to apply for funds to cover the City's local cost share in the event of a declared emergency; and

WHEREAS, the City Council now finds:

1. With the adoption of this resolution, the City intends to carry out the Local Coastal Program in a manner fully in conformity with the California Coastal Act; and
2. The General Plan amendment is in the public interest as it will enable the City to apply for funding of the City's local costs share through the California Disaster Assistance Act in the event of a declared emergency; and
3. The General Plan and Local Coastal Plan amendments are consistent and compatible with the 2030 General Plan and Local Coastal Program and any implementation programs that may be affected.
4. The General Plan amendment has been reviewed with respect to the California Environmental Quality Act (CEQA) and has been found to be exempt from CEQA per Section 15061(b)(3) of Chapter 3, Title 14 of the California Code of Regulations (CEQA Guidelines) in that the activity is covered under the general rule that CEQA applies only to projects that have the potential for causing significant effect on the environment; and
5. The Local Coastal Program amendment has been reviewed with respect to CEQA and have been found to be exempt per Section 15265 of Chapter 3 of Title 14 of the California Code

RESOLUTION NO. NS-

of Regulations (State CEQA Guidelines), which states that CEQA does not apply to activities and approvals by a local government related to the California Coastal Act necessary for the preparation and adoption of a local coastal program.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that the General Plan and Local Coastal Program are hereby amended as shown in Exhibit A, attached hereby and made a part hereof.

BE IT FURTHER RESOLVED that the City Council authorizes and directs the City Manager or his designee to submit the amendments to the Local Coastal Program to the California Coastal Commission for final certification.

BE IT FURTHER RESOLVED that amendments to the 2030 General Plan and the Local Coastal Program will become effective upon final certification by the California Coastal Commission.

PASSED AND ADOPTED this 23rd day of April, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

General Plan Amendment A17-0008

AN AMENDMENT OF THE GENERAL PLAN OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING THE SAFETY ELEMENT, CHAPTER 8 OF THE GENERAL PLAN TO INCORPORATE BY REFERENCE THE CITY'S 2018-2023 LOCAL HAZARDS MITIGATION PLAN, APPROVED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY ON APRIL 8, 2018

The City of Santa Cruz hereby adopts the amendment to the City's 2030 General Plan as follows:

Section 1. Chapter 8 – Hazards, Safety, and Noise of the City of Santa Cruz 2030 General Plan shall be amended as follows:

CHAPTER 8

HAZARDS, SAFETY, AND NOISE

This chapter focuses on reducing human injury, loss of life, property damage, and the economic and social dislocation caused by natural and human-made hazards. The chapter covers emergency preparedness (including fire emergency), air quality, noise, hazardous materials, light pollution, and natural hazards (including geologic, seismic, and flooding).

This chapter is divided into two sections:

- **Hazards, safety, and noise background** examines the various hazards and safety issues in Santa Cruz, their characteristics, and how the City has responded as of 2008.
- **Goals, Policies, and Actions** provides City bodies with guidance in making long-term decisions in response to hazards and threats to public safety and in implementing the actions recommended in this chapter.

The City's 2018-2023 Local Hazards Mitigation Plan, approved by the Federal Emergency Management Agency (FEMA) on April 8, 2018 and adopted by City Council on October 9, 2018, is also adopted into this Safety Element by this reference.

The remainder of this chapter shall remain unchanged.

Section 2. This amendment will become effective upon final certification by the California Coastal Commission.

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING THE 2030 GENERAL PLAN AND THE LOCAL COASTAL PROGRAM BY UPDATING THE 2030 GENERAL PLAN ARCHEOLOGICAL AND PALEONTOLOGICAL SENSITIVITY MAPS, COMBINING THESE MAPS INTO ONE CULTURAL RESOURCES MAP, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT THE AMENDMENT AS A LOCAL COASTAL PROGRAM AMENDMENT TO THE CALIFORNIA COASTAL COMMISSION FOR FINAL CERTIFICATION

WHEREAS, on June 26, 2012 the City Council adopted the City's 2030 General Plan and Final EIR, including the maps titled, "Areas of Archeological Sensitivity," "Areas of Historic Archeological Sensitivity," and "Paleontological Resources";

WHEREAS, Action HA1.1.2 of Chapter 2 "Historic Preservation, Arts & Culture" of the 2030 General Plan is to update the City's archeological and paleontological sensitivity maps and site information lists every five years; and

WHEREAS, the City, through the Request for Proposal process, hired Dudek, a consultant firm with expertise in archeological and paleontological research, to update the archeological and paleontological sensitivity maps and site information lists; and

WHEREAS, Dudek has provided the City with updated site information lists and an updated cultural resources map that includes both archeological and paleontological sensitivity; and

WHEREAS, the City now finds:

1. The map amendment serves the public necessity and general community welfare as it will further the protection of cultural resources throughout the City by more accurately depicting the areas likely to contain such resources; and
2. The map amendment serves and furthers good zoning practice by providing updated information to assist the decision-making processes related to property development within the City; and
3. The map amendment is in general conformance with the principals, policies, and land use designations set forth in the 2030 General Plan and the Local Coastal Program in that it implements actions described in Chapter 2 of the 2030 General Plan, an implementing regulation of the Local Coastal Program; and
4. The General Plan amendment has been reviewed with respect to the California Environmental Quality Act (CEQA) and has been found to be exempt from CEQA per Section 15061(b)(3) of Chapter 3, Title 14 of the California Code of Regulations (CEQA Guidelines) in that the activity is covered under the general rule that CEQA applies only to projects that have the potential for causing significant effect on the environment; and

RESOLUTION NO. NS-

5. The Local Coastal Program amendment has been reviewed with respect to CEQA and has been found to be exempt per Section 15265 of Chapter 3 of Title 14 of the California Code of Regulations (State CEQA Guidelines), which states that CEQA does not apply to activities and approvals by a local government related to the California Coastal Act necessary for the preparation and adoption of a local coastal program.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that the General Plan and Local Coastal Program are hereby amended by replacing the existing archeological and paleontological sensitivity maps with the updated Cultural Sensitivity map attached as Exhibit A, attached hereby and made a part hereof.

BE IT FURTHER RESOLVED that the City Council authorizes and directs the City Manager or his designee to submit the amendments to the Local Coastal Program to the California Coastal Commission for final certification.

BE IT FURTHER RESOLVED, that amendment to the 2030 General Plan and the Local Coastal Program will become effective upon final certification by the California Coastal Commission.

PASSED AND ADOPTED this 23rd day of April, 2019 by the following vote:

AYES:

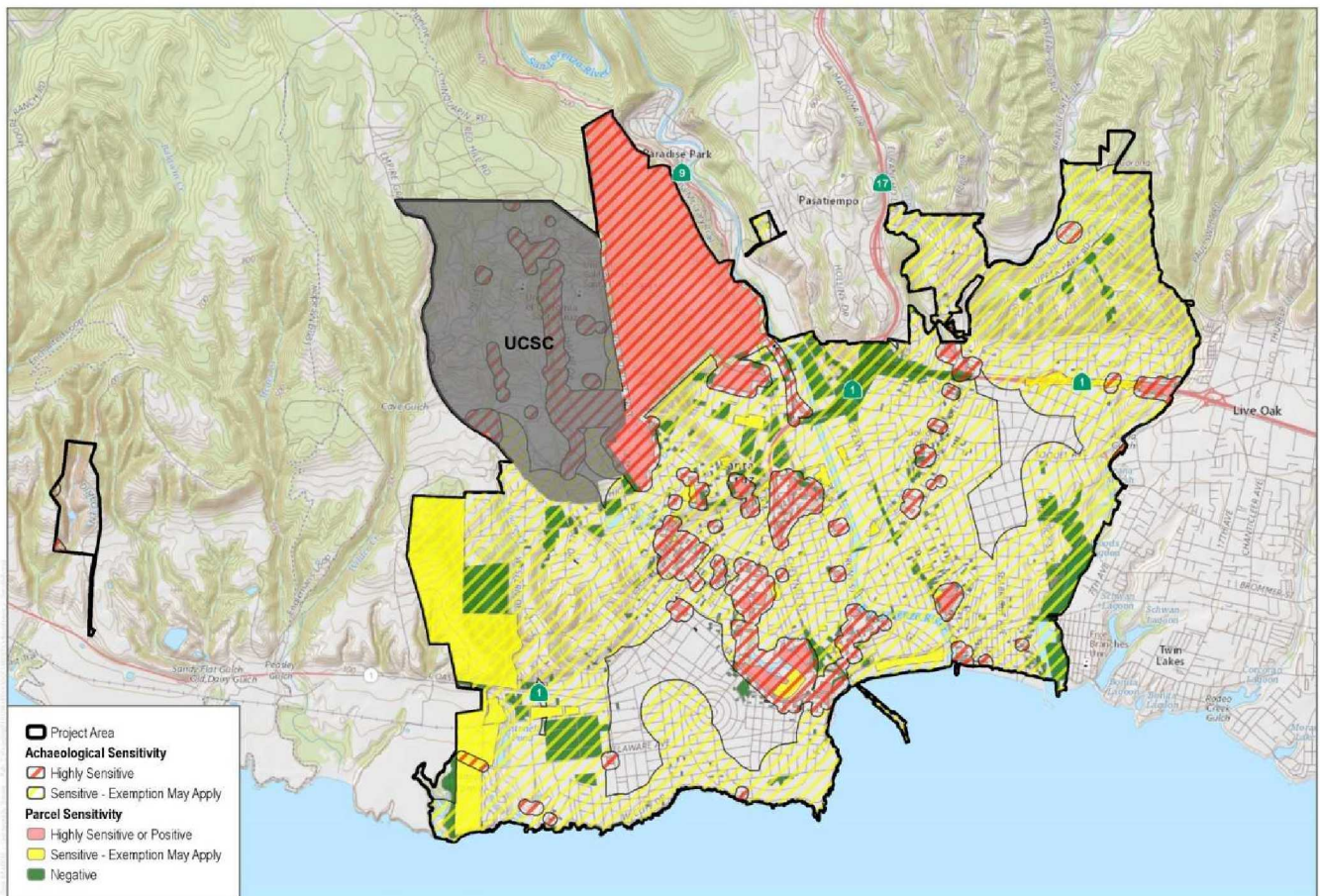
NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator



SOURCE: USGS 7.5 Minute Topographic Map Santa Cruz
Quadrangle, NWIC 2018, City of Santa Cruz 2018

DUDEK 0 2,000 4,000 feet

FIGURE 2

Cultural Sensitivity

City of Santa Cruz Cultural Resources Study

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING
THE CITY'S DENSITY BONUS PROVISIONS TO CLARIFY THE INTERSECTION OF
STATE DENSITY BONUS LAW AND THE CALIFORNIA COASTAL ACT OF 1976

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 24.16.262 – Local Coastal Plan Consistency of Part 3 of Chapter 24.16 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.16.262 LOCAL COASTAL PLAN CONSISTENCY.

1. State density bonus law provides that it shall not be construed to supersede or in any way alter or lessen the effect or application of the California Coastal Act of 1976.
2. For development within the coastal zone, the requested density bonus and any requested incentive, concession, waiver, modification, modified parking standard, or commercial development bonus shall be consistent with State Density Bonus criteria. All applicable requirements of the certified Santa Cruz local coastal program shall be met (including but not limited to sensitive habitat, agriculture, public viewshed, public recreational access, and open space) with the exception of the numeric standards changed through State Density Bonus provisions.

Section 2. This ordinance will become effective 30 days after final adoption by the City Council.

PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

ORDINANCE NO. 201X-XX

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 201X-XX
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING THE CITY'S DENSITY BONUS PROVISIONS, PART 3 OF CHAPTER 24.16 OF THE CITY OF SANTA CRUZ MUNICIPAL CODE, TO CLARIFY THE INTERSECTION OF STATE DENSITY BONUS LAW AND THE CALIFORNIA COASTAL ACT OF 1976

BE IT ORDAINED By the City of Santa Cruz as follows:

Section 1. Section 24.16.262 – Local Coastal Plan Consistency of Part 3 of Chapter 24.16 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.16.262 LOCAL COASTAL PLAN CONSISTENCY.

1. State density bonus law provides that it shall not be construed to supersede or in any way alter or lessen the effect or application of the California Coastal Act of 1976.
2. For development within the coastal zone, the requested density bonus and any requested incentive, concession, waiver, modification, modified parking standard, or commercial development bonus shall be consistent with State Density Bonus criteria. ~~a~~All applicable requirements of the certified Santa Cruz local coastal program shall be met (including but not limited to sensitive habitat, agriculture, public viewshed, public recreational access, and open space) with the exception of density the numeric standards changed through State Density Bonus provisions.

Section 2. This ordinance will become effective 30 days after final adoption by the City Council.

PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

ORDINANCE NO. 201X-XX

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED:

Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 201X-XX
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

RESOLUTION NO. NS-XX,XXX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
AMENDING THE LOCAL COASTAL PROGRAM BY ADDING SECTION
24.16.262 OF THE DENSITY BONUS PROVISIONS OF THE CITY OF SANTA
CRUZ MUNICIPAL CODE AS AN IMPLEMENTATION REGULATION AND
AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT THE
PROPOSED AMENDMENT TO THE CALIFORNIA COASTAL COMMISSION
FOR FINAL CERTIFICATION

WHEREAS, the City of Santa Cruz adopted the Local Coastal Program (LCP) by Resolution NS-21,902 on October 25, 1994; and

WHEREAS, the legislature of the State of California recently amended State Density Bonus Law to confirm and clarify the relationship between that law and the California Coastal Act of 1976; and

WHEREAS, the Section 24.16.262 of the City of Santa Cruz Municipal Code references this relationship between Density Bonus provisions and the California Coastal Act of 1976; and

WHEREAS, the Implementation Plan of the adopted and certified Local Coastal Program of the City of Santa Cruz does not include regulations related to the City's Density Bonus Provisions; and

WHEREAS, City staff consulted with Coastal Commission staff regarding the inclusion of this section of the City's Density Bonus Provisions as implementing regulations of the Local Coastal Program and Coastal Commission staff agreed that it would be desirable to include this section of the Density Bonus Provisions as implementing regulations; and

WHEREAS, the Planning Commission of the City of Santa Cruz held a public hearing on March 21, 2019 and voted unanimously, with one member absent, to recommend that the City Council adopt the proposed amendments to the Local Coastal Program; and

WHEREAS, the City Council conducted a public hearing on April 23, 2019 where the proposed amendments to the Municipal Code and the Local Coastal Program were introduced; and

WHEREAS, the City Council conducted a public hearing on May 14, 2019 where the proposed amendments to the Municipal Code and the Local Coastal Program received a second reading; and

WHEREAS, the City Council now finds:

1. The public necessity, general community welfare, and good zoning practice shall be served and furthered by incorporating the description of the intersection between State Density Bonus Law and the California Coastal Act of 1976 into the Local Coastal Program; and

2. Incorporating this section of the City's Density Bonus Provisions as an implementing regulation of the Local Coastal Program is in general conformance with the principles and policies set forth in the General Plan and Local Coastal Program; and
3. The Local Coastal Program amendment is fully consistent with the Density Bonus Statutes of the State of California, specifically with Section 65915(m), which specifies the supersedence of these Statutes to the California Coastal Act of 1976; and
4. The Local Coastal Program amendments have been reviewed with respect to the California Environmental Quality Act (CEQA) and have been found to be exempt per Section 15265 of Chapter 3 of Title 14 of the California Code of Regulations (State CEQA Guidelines), which states that CEQA does not apply to activities and approvals by a local government related to the California Coastal Act necessary for the preparation and adoption of a local coastal program.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that the Local Coastal Program is hereby amended as shown in Exhibit A, attached hereby and made a part hereof.

BE IT FURTHER RESOLVED that the City Council hereby authorizes and directs the City Manager or his designee to submit the amendment to the Local Coastal Program to the California Coastal Commission for final certification following the City Council's final adoption of the ordinance changes.

BE IT FURTHER RESOLVED that the amendment to the Local Coastal Program will become effective upon final certification by the California Coastal Commission.

PASSED AND ADOPTED this Xth day of X, 2019 by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

Local Coastal Program Implementation Regulations

The following table references Zoning Ordinance, Subdivision, Municipal Code and other regulations that together with the Coastal Land Use Matrix form the basis of the Coastal Implementation Plan. See the Coastal Implementation Plan which forms an appendix to this chapter for the actual Implementing Regulations.

a. City of Santa Cruz Zoning Ordinance

Chapter 24.04, Administration (all)

Chapter 24.08, Land Use Permits and Findings

Part 1: Use Permits Part 2: Variances
Part 3: Coastal Permit Part 5: Design Permit
Part 8: Planned Development Permit Part 9: Slope Regulations
Part 10: Historic Alteration Permit Part 20: Reconstruction Permit
Part 21: Watercourse Development Permit
Part 22: Watercourse Variance

Chapter 24.10, Land Use Districts

24.10.105 Substandard Lots
24.10.150 Development of Known Archaeological Sites
Part 3: R-S Residential Suburban District
Part 4: R-1 Single-Family Residential District
Part 5: R-L Multiple Residential—Low/Medium Density
Part 6: R-M Multiple Residence—Medium Rise District
Part 7: R-T Tourist Residential District
Part 8: C-C Community Commercial District
Part 10: C-T Thoroughfare Commercial District
Part 11: C-N Neighborhood Commercial District
Part 12: C-B Beach Commercial District
Part 14: SC-H Small Craft Harbor District
Part 14A: C-D/R Coastal Dependent Related District
Part 16: I-G General Industrial District
Part 18A: P-K Parks District
Part 18B: P-F Public Facilities District
Part 19: E-A Exclusive Agricultural District
Part 20: OF-R Ocean Front (Recreational) District
Part 21: F-P Flood Plain District
Part 23: GB-O Greenbelt Overlay District
Part 24: Central Business District

Part 25: SP-O Shoreline Protection Overlay District
Part 26: CZ-O Coastal Zone Overlay District
Part 27: Mixed Use Overlay District
Part 28: FP-O Flood Plain Overlay District
Part 29: HD-O High-Density Overlay District
Part 31: CON Neighborhood Conservation Overlay District
Part 42: West Cliff Drive Overlay District

Chapter 24.12, Community Design

Part 1: General
Part 2: General Site Design Standards
Part 3: Off-Street Parking and Loading Facilities
Part 5: Historic Preservation
Part 9: Bed-and-Breakfast Inns

Chapter 24.14, Environmental Resource Management

Part 1: Conservation Regulations
Part 2: Performance Standards
Part 3: Environmental Review Regulations
Part 4: Flood Plain Management

Chapter 24.16, Affordable Housing Provisions

24.16.262: Local Coastal Plan Consistency

Chapter 24.18, Nonconforming Uses and Structures (all)

Chapter 24.20, Zoning Map (all)

b. Subdivision Ordinance

23.04.030	Conformity
23.16.020.3(c)	Engineering Geology and/or Seismic Safety Report
23.16.050.3	Approval of Tentative Map
23.16.50.4	Findings for Denial
23.16.50.5	Waste Discharge Determination
23.16.070	Final Map
23.16.080	Submittal for City Approval
23.20.020.9	Conditions of Approval
23.24.020.2	Minimum Requirements
23.24.020.3	Street Trees and Landscaping
23.24.030.3	Existing Trees
23.28	Dedications; Access to Public Resources; Reservations

c. Municipal Code

1.12.050	Authority to Give Notice to Appeal and Release Citations
6.20.020	Septic Tanks and Cesspools
9.56	Protection of Heritage Trees
16.08.080	Limitations and Prohibitions on Wastewater Discharges

d. Miscellaneous

Resolution Adopting CEQA Guidelines, NS-19-300
Ordinance 85-70: Opposing Oil and Gas Drilling off the Coast of Central and Northern California
Administrative Procedure Order: Obtaining Coastal Access Easements and Dedications (Standard Form for Access Easements)
1980 Coastal Access: Standards and Recommendations
Resolution of Known Archaeological Sites, NS-14,427
Resource Protection Procedures, NS-14,835
* Monterey Bay Unified Air Pollution Control District
Air Quality Management Plan (AQMP)
* Regional Water Quality Control board (RWQCB) Standards
* Federal and State Endangered Species Acts
* Federal and State Water and Air Quality Acts
* State Title 24

(*Federal, State and regional regulations, standards, and Acts with which the City must comply and are included for reference only.)

General Plan Amendment A17-0008

AN AMENDMENT OF THE GENERAL PLAN OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING THE SAFETY ELEMENT, CHAPTER 8 OF THE GENERAL PLAN TO INCORPORATE BY REFERENCE THE CITY'S 2018-2023 LOCAL HAZARDS MITIGATION PLAN, APPROVED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY ON APRIL 8, 2018

The City of Santa Cruz hereby adopts the amendment to the City's 2030 General Plan as follows:

Section 1. Chapter 8 – Hazards, Safety, and Noise of the City of Santa Cruz 2030 General Plan shall be amended as follows:

CHAPTER 8

HAZARDS, SAFETY, AND NOISE

This chapter focuses on reducing human injury, loss of life, property damage, and the economic and social dislocation caused by natural and human-made hazards. The chapter covers emergency preparedness (including fire emergency), air quality, noise, hazardous materials, light pollution, and natural hazards (including geologic, seismic, and flooding).

This chapter is divided into two sections:

- **Hazards, safety, and noise background** examines the various hazards and safety issues in Santa Cruz, their characteristics, and how the City has responded as of 2008.
- **Goals, Policies, and Actions** provides City bodies with guidance in making long-term decisions in response to hazards and threats to public safety and in implementing the actions recommended in this chapter.

The City's 2018-2023 Local Hazards Mitigation Plan, approved by the Federal Emergency Management Agency (FEMA) on April 8, 2018 and adopted by City Council on October 9, 2018, is also adopted into this Safety Element by this reference.

The remainder of this chapter shall remain unchanged.

Section 2. This ordinance will become effective upon final certification by the California Coastal Commission.

PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:

AYES:
NOES:
ABSENT:
DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

PASSED FOR FINAL ADOPTION this Xth day of X, 2019 by the following vote:

AYES:
NOES:
ABSENT:
DISQUALIFIED:

APPROVED:

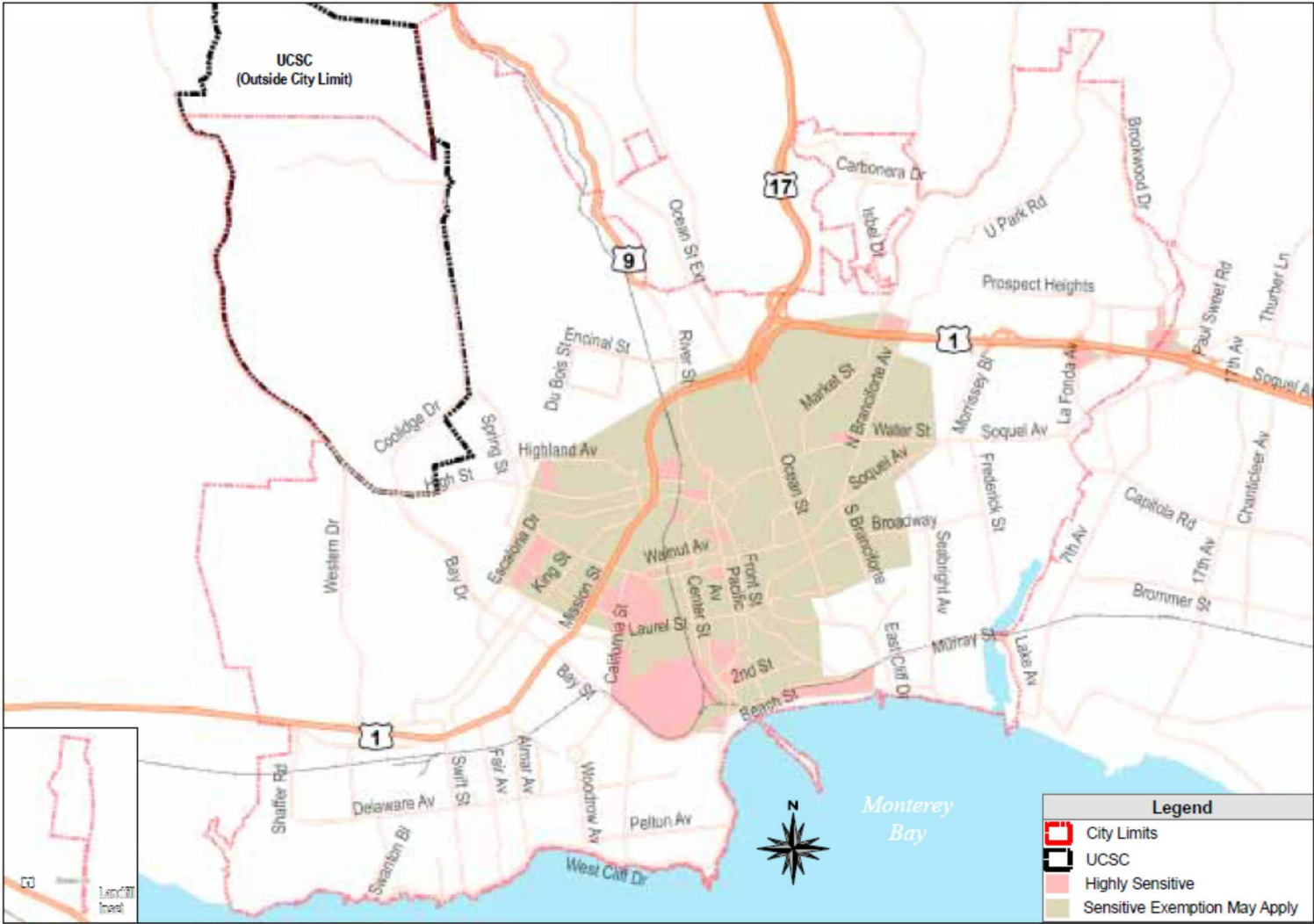
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

This is to certify that the above
and foregoing document is the
original of Ordinance No. 201X-XX
and that it has been published or
posted in accordance with the
Charter of the City of Santa Cruz.

Bonnie Bush, City Clerk Administrator

Areas of Historical Archaeological Sensitivity

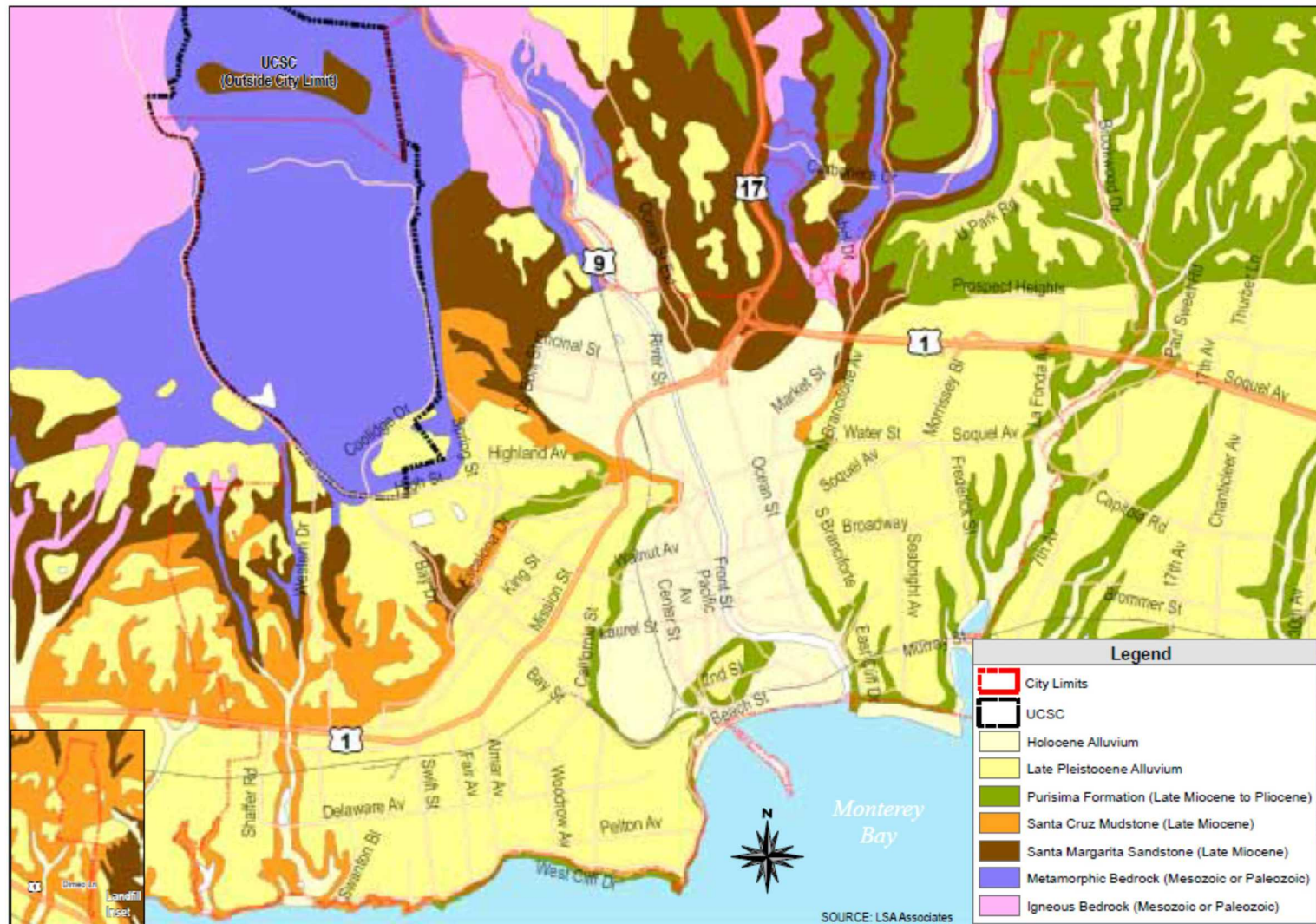


Paleontological

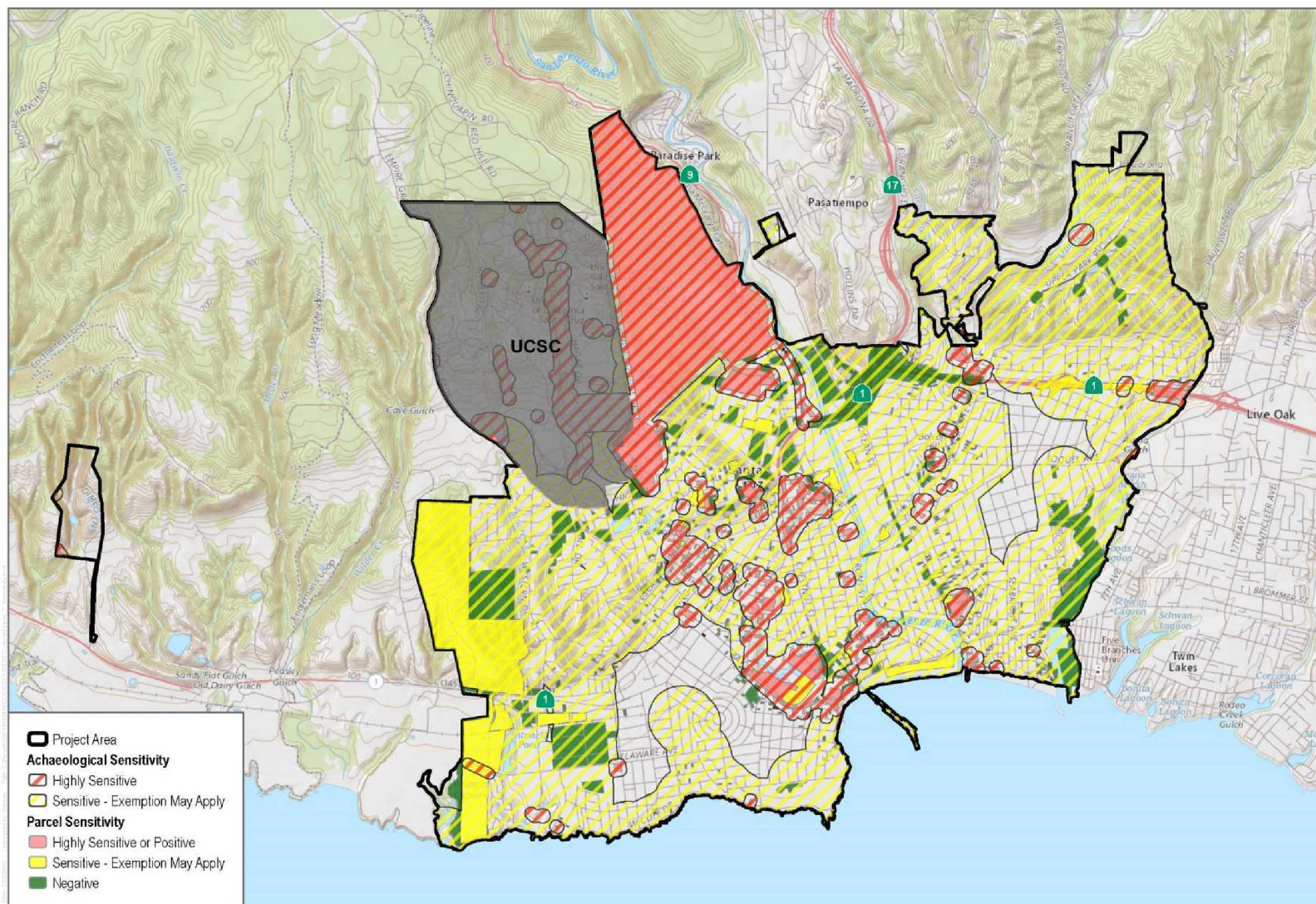


HISTORIC PRESERVATION, ARTS & CULTURE

General Plan 2030



27.25



SOURCE: USGS 7.5 Minute Topographic Map Santa Cruz
Quadrangle, NWIC 2018, City of Santa Cruz 2018



FIGURE 2
Cultural Sensitivity
City of Santa Cruz Cultural Resources Study

Local Coastal Program Implementation Regulations

The following table references Zoning Ordinance, Subdivision, Municipal Code and other regulations that together with the Coastal Land Use Matrix form the basis of the Coastal Implementation Plan. See the Coastal Implementation Plan which forms an appendix to this chapter for the actual Implementing Regulations.

a. City of Santa Cruz Zoning Ordinance

Chapter 24.04, Administration (all)

Chapter 24.08, Land Use Permits and Findings

- Part 1: Use Permits
- Part 2: Variances
- Part 3: Coastal Permit
- Part 5: Design Permit
- Part 8: Planned Development Permit
- Part 9: Slope Regulations
- Part 10: Historic Alteration Permit
- Part 20: Reconstruction Permit
- Part 21: Watercourse Development Permit
- Part 22: Watercourse Variance

Chapter 24.10, Land Use Districts

- 24.10.105 Substandard Lots
- 24.10.150 Development of Known Archaeological Sites
- Part 3: R-S Residential Suburban District
- Part 4: R-1 Single-Family Residential District
- Part 5: R-L Multiple Residential—Low/Medium Density
- Part 6: R-M Multiple Residence—Medium Rise District
- Part 7: R-T Tourist Residential District
- Part 8: C-C Community Commercial District
- Part 10: C-T Thoroughfare Commercial District
- Part 11: C-N Neighborhood Commercial District
- Part 12: C-B Beach Commercial District
- Part 14: SC-H Small Craft Harbor District
- Part 14A: C-D/R Coastal Dependent Related District
- Part 16: I-G General Industrial District
- Part 18A: P-K Parks District
- Part 18B: P-F Public Facilities District
- Part 19: E-A Exclusive Agricultural District
- Part 20: OF-R Ocean Front (Recreational) District
- Part 21: F-P Flood Plain District

Part 23: GB-O Greenbelt Overlay District

Part 24: Central Business District

Part 25: SP-O Shoreline Protection Overlay District

Part 26: CZ-O Coastal Zone Overlay District

Part 27: Mixed Use Overlay District

Part 28: FP-O Flood Plain Overlay District

Part 29: HD-O High-Density Overlay District

Part 31: CON Neighborhood Conservation Overlay District

Part 42: West Cliff Drive Overlay District

Chapter 24.12, Community Design

Part 1: General

Part 2: General Site Design Standards

Part 3: Off-Street Parking and Loading Facilities

Part 5: Historic Preservation

Part 9: Bed-and-Breakfast Inns

Chapter 24.14, Environmental Resource Management

Part 1: Conservation Regulations

Part 2: Performance Standards

Part 3: Environmental Review Regulations

Part 4: Flood Plain Management

Chapter 24.16, Affordable Housing Provisions

24.16.262: Local Plan Consistency

Chapter 24.18, Nonconforming Uses and Structures (all)

Chapter 24.20, Zoning Map (all)

b. Subdivision Ordinance

23.04.030	Conformity
23.16.020.3(c)	Engineering Geology and/or Seismic Safety Report
23.16.050.3	Approval of Tentative Map
23.16.50.4	Findings for Denial
23.16.50.5	Waste Discharge Determination
23.16.070	Final Map

23.16.080	Submittal for City Approval
23.20.020.9	Conditions of Approval
23.24.020.2	Minimum Requirements
23.24.020.3	Street Trees and Landscaping
23.24.030.3	Existing Trees
23.28	Dedications; Access to Public Resources; Reservations

c. Municipal Code

1.12.050	Authority to Give Notice to Appeal and Release Citations
6.20.020	Septic Tanks and Cesspools
9.56	Protection of Heritage Trees
16.08.080	Limitations and Prohibitions on Wastewater Discharges

d. Miscellaneous

Resolution Adopting CEQA Guidelines, NS-19-300

Ordinance 85-70:

Administrative Procedure Order: Obtaining Coastal Access Easements and Dedications (Standard Form for Access Easements)

1980 Coastal Access: Standards and Recommendations

Resolution of Known Archaeological Sites, NS-14,427

Archaeological Resource Protection Procedures, NS-14,835

- * Monterey Bay Unified Air Pollution Control District Air Quality Management Plan (AQMP)
- * Regional Water Quality Control board (RWQCB) Standards
- * Federal and State Endangered Species Acts
- * Federal and State Water and Air Quality Acts
- * State Title 24

(*Federal, State and regional regulations, standards, and Acts with which the City must comply and are included for reference only.)

Rosemary Balsley

From: A Webb <webbheart@gmail.com>
Sent: Monday, May 13, 2019 2:51 PM
To: City Council
Subject: May 14, 2019, Item #27 LCP Amendment/ordinance re:CA Density Bonus

I am concerned that this wording - particularly under #2 of the Ordinance - could be construed that high density projects (thru state's density bonuses) are allowed in the Coastal zone with no additional environmental review necessary (?) - as if it were based on original zoning only, and the blinders can come on for all "extra" expansion, impacts and uses.

What is the definition of "numeric standards" anyway?

That is not a term used in State Density bonus law, or zoning, GP, LCP, etc. Does this mean any number used, such as number of additional units, number of reduced parking spaces, number of feet for setbacks and/or heights, etc?

What IS a Commercial Development Bonus in this context?

This is the **section of the CA Density Bonus law** that applies:

Density Bonus Statutes Government Code Sections 65915 – 65918.

Effective as of January 1, 2019

65915.

(m) This section does not supersede or in any way alter or lessen the effect or application of the California Coastal Act of 1976 (Division 20 (commencing with Section 30000) of the Public Resources Code). Any density bonus, concessions, incentives, waivers or reductions of development standards, and parking ratios to which the applicant is entitled under this section shall be permitted in a manner that **is consistent with this section and Division 20 (commencing with Section 30000) of the Public Resources Code.**

I am encouraging City Council members to insure understanding of what they are authorizing in this Ordinance, and to insure the public can understand it.

The wording in the Ordinance (copied below) is different than this section language, perhaps intentionally.

Sincerely,
Anita Webb

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AMENDING THE CITY'S DENSITY BONUS PROVISIONS TO CLARIFY THE INTERSECTION OF STATE DENSITY BONUS LAW AND THE CALIFORNIA COASTAL ACT OF 1976

BE IT ORDAINED By the City of Santa Cruz as follows: Section 1. Section 24.16.262 – Local Coastal Plan Consistency of Part 3 of Chapter 24.16 of the City of Santa Cruz Municipal Code is hereby amended as follows:

24.16.262 LOCAL COASTAL PLAN CONSISTENCY.

1. State density bonus law provides that it shall not be construed to supersede or in any way alter or lessen the effect or application of the California Coastal Act of 1976.

2. For development within the coastal zone, the requested density bonus and any requested incentive, concession, waiver, modification, modified parking standard, or commercial development bonus shall be consistent with State Density Bonus criteria. All applicable requirements of the certified Santa Cruz local coastal program shall be met (including but not limited to sensitive habitat, agriculture, public viewshed, public recreational access, and open space) **with the exception of the numeric standards changed through State Density Bonus provisions.**

Section 2. This ordinance will become effective 30 days after final adoption by the City Council. PASSED FOR PUBLICATION this 23rd day of April, 2019, by the following vote:




General Plan and Local Coastal Program Amendments

CITY COUNCIL

MAY 14, 2019

Amendments Overview

- ▶ Density Bonus Ordinance and Local Coastal Program (LCP) Integration
- ▶ Incorporation of Local Hazard Mitigation Plan (LHMP) into General Plan
- ▶ Update General Plan Archeological and Paleontological Maps



Density Bonus Law and California Coastal Act

Density Bonus Law and LCP

- ▶ State Density Bonus Law requires that **Density Bonus provisions must be consistent with the California Coastal Act**
- ▶ Density Bonus allowances can include **incentives, waivers, and reductions of development standards** in addition to **increased density** in exchange for **increased** numbers of **affordable units** or **increased levels of affordability**
- ▶ Recent **case law** and a **legislative amendment** have clarified the State Density Bonus Law intersection with the Coastal Act



Density Bonus Law and LCP

- ▶ The LCP includes specific sections of the Zoning Ordinance as implementation regulations; however, **the Density Bonus Ordinance is not currently included in the LCP**
- ▶ Adopting this section of the Density Bonus Ordinance into the LCP will **clarify** the intersection between the two documents
- ▶ **Coastal Commission staff reviewed and revised** this amendment
- ▶ The **County of Santa Cruz** recently adopted a similar amendment



Density Bonus Law and LCP

- ▶ **Current density bonus ordinance** isn't clear that concessions and incentives can be applied in the Coastal Zone
- ▶ This **amendment** would resolve that issue
- ▶ Upcoming projects in the **coastal zone** that may utilize the **Density Bonus** include:
 - ▶ 314 Jesse Street
 - ▶ 190 West Cliff Drive
 - ▶ 115 Felix Street
 - ▶ Proposed Front/Riverfront project

Density Bonus Law and LCP

Response to questions in letter received

- ▶ “**Numeric Standards**” are quantitative design standards such as number of units, parking spaces, setbacks, heights, etc.
- ▶ “**Non-numeric Standards**” are qualitative standards, including protection of public coastal access, environmentally sensitive habitat, public views, etc.
- ▶ “**Commercial Development Bonus**” increases the amount of commercial square footage allowed in exchange for the project providing housing with a **minimum of 15% Very Low Income or 30% Low Income units**. This type of bonus offers more discretion than other density bonus provisions.



Incorporate
**Local Hazard
Mitigation Plan**
into
General Plan

Incorporate LHMP into General Plan



- ▶ **AB 2140** allows a jurisdiction to be eligible for State **reimbursement** in the event of an **emergency** if it adopts its **FEMA-approved LHMP** into the Safety Element of its General Plan
- ▶ City's latest **FEMA-approved LHMP** was adopted by Council on **October 9, 2018**
- ▶ This amendment would incorporate the LHMP into our General Plan
- ▶ Must revise, secure FEMA approval, and re-adopt **every 5 years**



Update
**General Plan
Archeological**
and

Paleontological Maps

Update General Plan Archeological and Paleontological Maps

- ▶ Different levels of care must be taken during the development process depending on the likelihood of discovering **cultural resources**
- ▶ The GP 2030 includes an action to **update** our cultural resource maps **every five years**
- ▶ Updating GP 2030 with new maps ensures the best **protection of cultural resources**

Recommendation:

1) Resolution adopting the proposed amendments to revise *Chapter 8—Hazards, Safety, and Noise* of the General Plan to include by reference the City's FEMA-adopted Local Hazard Mitigation Plan and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.

2) Resolution adopting the proposed amendments to update *Chapter 2—Historic Preservation, Arts & Culture* of the General Plan to include an updated Archeological and Paleontological Sensitivity Map and authorizing and directing the City Manager to submit the amendments to the California Coastal Commission.

Recommendation, cont.

3) Introduce for Publication an Ordinance approval revising *Section 24.16.262 – Local Coastal Plan Consistency* of the City of Santa Cruz Municipal Code to clarify language related to the intersection of State Density Bonus Law and the California Coastal Act of 1976.

4) Resolution adopting *Section 24.16.262 – Local Coastal Plan Consistency* as an implementing regulation into the Local Coastal Program and authorizing and directing the City Manager to submit the amendment as an amendment to the implementation regulations of the Local Coastal Program to the California Coastal Commission.



CITY COUNCIL AGENDA REPORT

DATE: May 3, 2019

AGENDA OF: May 14, 2019

DEPARTMENT: City Council

SUBJECT: Downtown Library Project and Council Subcommittee (CN)

RECOMMENDATION: Motion to put on hold the decision to proceed with a Downtown Library project and to convene a Council Subcommittee composed of Councilmembers Cummings, Meyers, and Brown to investigate alternatives, in collaboration with Library staff and the interested community, and return with a recommendation no later than October 2019.

BACKGROUND: As Councilmembers are aware, Measure S—a bond measure to fund in improvements throughout the county-wide Santa Cruz Public Libraries system—was passed in June 2016. Based on a thorough needs assessment process for all branches, funds were allocated to each participating jurisdiction, which was given responsibility for managing the improvements or new construction, in consultation with professional library staff. In some cases, bond funding was not adequate to complete the envisioned projects, and the jurisdictions have identified additional funding. The City of Santa Cruz initiated planning for the three branches within its jurisdiction: Branciforte, Garfield and Downtown. The Branciforte and Garfield improvements were relatively straightforward, and plans are proceeding for those two branches. Because of the condition and complexity of the Downtown Branch, a community committee was established to explore the desired functions, operational needs and construction costs of several options for the Downtown Library. Last fall the Council approved the project concept recommended by this committee: a mixed-use project incorporating the library, commercial uses, parking, and possible housing. However, while there was support for the project concept, it was clear that there was also opposition. Since that time, and following the last election, the project has not moved forward.

DISCUSSION: Measure S contains very specific timelines for the use of bond to carry out the projects identified in the ballot measure. The City was allocated a substantial, but limited, amount of money for the improvement of the Library's Downtown Branch. Because the available funding was limited, Library staff and the community committee explored alternative funding mechanisms bearing in mind the desire for a modern and excellent facility. The result of this effort was a recommendation for a library project combined with a parking garage on the site of a surface parking lot and the Farmers Market. The rationale for this project was based on the perceived inadequacy of Measure S funding for the Library project, the projected future demand for

replacement and additional parking in the Downtown, and a proposal to relocate the Farmers Market to a permanent and improved location.

There is significant confusion in the community about the specifics of the proposal as well as the possible existence of viable alternatives and opportunities. Based on this, in our view, there is a need for the Council to take a fresh look at options for the Downtown Branch project before proceeding with further work. In order to do this in a timely manner, we think the Council should convene a Council subcommittee and task it with investigating alternatives for the Downtown Branch project. As part of this effort, this subcommittee would work collaboratively with Library staff and concerned stakeholders with the expectation that it would return to the full Council with its recommendations no later than the October, 2019. The subcommittee as proposed, includes membership of the Council who are committed to approaching this important project with a full and complete investigation. We are recommending that Councilmembers Cummings, Meyers, and Brown be appointed to the subcommittee. Finally, this recommendation has been discussed with the Library Director and she is in agreement with this approach.

FISCAL IMPACT: No additional funding is requested at this time.

Prepared by:

Submitted by:

Submitted by:

Justin Cummings
Vice Mayor

Donna Meyers
Councilmember

Sandy Brown
Councilmember

ATTACHMENTS:

None

Rosemary Balsley

From: Ann Simonton <mwatch@cruzio.com>
Sent: Thursday, May 09, 2019 5:55 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

What a great idea to establish a subcommittee to explore alternatives to the current garage-library plan. THANK YOU!!

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows **29% vacant parking spaces**. Parking expert Patrick Siegman's analysis of Downtown parking concludes that **parking demand in ten years will remain flat** in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Ann Simonton

**Media Watch: Challenging racism, sexism, and violence in the media
through education & action!**

Box 618 Santa Cruz, CA 95061

mediawatch.com

831.423.6355

Tweet: #Challenge_Media

Facebook: Media Watch: Challenge Media

Rosemary Balsley

From: Paula Mack <mattsonc@cruzio.com>
Sent: Thursday, May 09, 2019 5:54 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Paula Mack

Rosemary Balsley

From: Steve Lustgarden <slustgarden@gmail.com>
Sent: Thursday, May 09, 2019 5:58 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Rosemary Balsley

From: James Mulherin <jimm@ucsc.edu>
Sent: Thursday, May 09, 2019 6:29 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Jim Mulherin

Rosemary Balsley

From: Sheila Carrillo <escuelita@baymoon.com>
Sent: Thursday, May 09, 2019 6:09 PM
To: City Council
Subject: Thanks for Exploring Alternatives to expanding parking

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. Way to go!!

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Sheila Carrillo

Rosemary Balsley

From: Jacquelyn Griffith <jkgriffith2@icloud.com>
Sent: Thursday, May 09, 2019 6:02 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

I hope we can save the Farmer's Market in-place.😊

Sincerely,

Jacquy Griffith

Rosemary Balsley

From: paula b <pbarsamian426@gmail.com>
Sent: Thursday, May 09, 2019 4:41 PM
To: City Council
Subject: revitalized, reconfigured, and restored downtown library.

Please please consider this as opposed to the massive ugly garage project in down town Santa Cruz. Please consider alternatives.

1. Traffic should remain as minimized as possible in downtown to ensure more shopping , more people, and greater pedestrian safety.
2. destroying some of the Santa Cruz institutions at a time where so much is changing seems wrong in itself
3. the old library spot was ideal, and why change it
4. consider other methods to get people downtown without cars. It has been done in many many cities and works. Try downtown Zurich for one. Or Via Garibaldi, a car-less major street in Torino.
5. consider that mothers wishing to use the library will probably opt for free parking at one of the other branches.

thank you for your attention

paula barsamian

Rosemary Balsley

From: Devi Tong <deviram@yahoo.com>
Sent: Thursday, May 09, 2019 5:58 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Devi Tong RN
Aptos, CA

Rosemary Balsley

From: phil rockey <philrockey@hotmail.com>
Sent: Thursday, May 09, 2019 6:30 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Phil and Marilyn Rockey

Rosemary Balsley

From: Tricia Wynne <triciawynne1@gmail.com>
Sent: Thursday, May 09, 2019 7:12 PM
To: City Council
Subject: Support for the Library Subcommittee proposal

Dear Councilmembers:

I am a life long library user. As such, I support the Council members who are requesting the council establish a subcommittee to discuss the Downtown Library Project. The public has expressed their support for a new library-- the existing library will be too costly to remodel and will require the closure for 18 months which will be a huge disadvantage for downtown library patrons.

I was very pleased last year when the council approved the Downtown Library Project. I hope that this council will again support a 21st Century Library for our Central Branch.

Thanks very much for your consideration of my request. Tricia Wynne

Rosemary Balsley

From: Mitchell Lachman <shevat117@gmail.com>
Sent: Thursday, May 09, 2019 6:54 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Mitchell Lachman

Rosemary Balsley

From: Wendy King <wking108@mac.com>
Sent: Thursday, May 09, 2019 6:49 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thank you in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Wendy King
Mason St

Rosemary Balsley

From: Deborah Hayes <ivywell@me.com>
Sent: Thursday, May 09, 2019 6:38 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Deborah Hayes

612 Frederick St.
Santa Cruz, CA 95062

Rosemary Balsley

From: Gildas Hamel <gweltaz@ucsc.edu>
Sent: Thursday, May 09, 2019 6:33 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

ThankS in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Gildas Hamel
331 Plateau Avenue
Santa Cruz, CA 95060

Rosemary Balsley

From: Drew Lewis <dudley@cruzio.com>
Sent: Thursday, May 09, 2019 7:32 PM
To: City Council
Subject: Downtown Library/Parking Garage

Dear City Council Members,

I am against the creation of a parking garage/library structure on the site of the present Farmer's Market. Here are the reasons for my opinion.

- Claim: Community is in favor of a 21st Century Library for our Central Branch in the library system

A 21st Century library is not dependent on being in a parking garage or any other multi-storied building downtown.

- Claim: Potential for housing and additional parking for local businesses is a win win

Building housing and additional parking is independent of the library.

- Claim: Mixed use project will bring vibrancy to the downtown

The character of the downtown is not dependent on the library being within a mixed use project.

- Libraries around the world are re-energizing downtowns and can provide needed housing and services

This is a local library. What is done here is not related to what is done in other cities around the world. Libraries do not provide needed housing. They provide library services, which are not dependent on being located in a mixed use building.

- Claim: Our existing library will be costly to remodel and will require closure for 18-months

The \$28 million budget for creating a 21st century library is available for that goal. It includes provision for library services to be relocated during construction, just as has been done for other branches.

- Claim: Our children and families want a new library.

Our children and families have been lobbied to want a 21st Century library in a multi-use structure (parking garage). They have not been told how a remodeled library can look and function as a 21st Century library.

Sincerely,
Drew Lewis

Rosemary Balsley

From: Drew Lewis <dudley@cruzio.com>
Sent: Thursday, May 09, 2019 7:37 PM
To: City Council
Subject: Recommended Motion

Dear City Council Members,

I am writing you in support of the following motion:

Motion to put on hold the decision to proceed with a Downtown Library project and to convene a Council Subcommittee composed of Councilmembers Cummings, Meyers, and Brown to investigate alternatives, in collaboration with Library staff and the interested community, and return with a recommendation no later than October 2019.

I think that this is a very good idea.

Sincerely,

Drew Lewis

Rosemary Balsley

From: jfbergs <jfbergs@sbcglobal.net>
Sent: Thursday, May 09, 2019 8:30 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Joel Steinberg

Sent via the Samsung Galaxy S8+, an AT&T 5G Evolution capable smartphone

Rosemary Balsley

From: Mary Nelson <mnelsonsc@comcast.net>
Sent: Thursday, May 09, 2019 8:28 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Mary Nelson
Sent from my iPhone

Rosemary Balsley

From: Katayun <katayun.salehi@gmail.com>
Sent: Thursday, May 09, 2019 8:07 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Katayun Salehi
Pronouns: she/her(s)
UCSC Environmental Studies Class of 2019

Rosemary Balsley

From: Lynn MCNUSSEN <lynnbz@comcast.net>
Sent: Thursday, May 09, 2019 8:06 PM
To: City Council
Subject: library-pleading again

We have already been down this road. The voters have already voted. I pleaded this case last time. We have already jumped through this hoop. Please, for all that is right, build the downtown library. The downtown library impacts ALL of the libraries. ALL citizens in the county, not just Santa Cruz.

I sent this email last time and will send it again.

Hi,

I've lived in Santa Cruz county for 43 years. I've never voiced any opinion about any government thing. My view is that the 100 very vocal and insistent voices against the mixed use library are just that, 100 voices. There are 10's of thousands of us who say nothing, who do not agree. We are the silent majority. Try to hear us. Remember, we VOTED for the libraries. Just do the right thing.

If you do not vote for the mixed use library downtown, you will be doing a disservice to the entire library system. You will be missing an enormous opportunity to bring Santa Cruz into the future.

Please, BE BRAVE, do the right thing and vote for the mixed use option.

Libraries and the jury system are all that keep us free. We need this now, more than ever before.

Lynn McNussen

Aptos, Ca

Rosemary Balsley

From: Bob Jones <zxywu@hotmail.com>
Sent: Thursday, May 09, 2019 8:06 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Tom Fordham
123 Bixby St. #3
Santa Cruz, Ca. 95060

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Tom Fordham

Rosemary Balsley

From: Doug Brouwer <dbrouwer@ekmmetering.com>
Sent: Thursday, May 09, 2019 8:48 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks very much for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Let's put people first, and cars somewhere down the list.

Sincerely,

Doug Brouwer

Rosemary Balsley

From: Sally Gwin-Satterlee <sallygwinsatterlee@gmail.com>
Sent: Thursday, May 09, 2019 10:00 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Sally Gwin-Satterlee

Sent from my iPhone

Rosemary Balsley

From: billwelsh@earthlink.net
Sent: Thursday, May 09, 2019 9:45 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

William Welsh

Rosemary Balsley

From: Becky Blythe <bb@skyhighway.com>
Sent: Thursday, May 09, 2019 9:37 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Becky Blythe

Rosemary Balsley

From: Nancy Maynard <mtnmom3@gmail.com>
Sent: Thursday, May 09, 2019 8:55 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Nancy Maynard

Rosemary Balsley

From: gstocker2@cruzio.com
Sent: Thursday, May 09, 2019 8:52 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Gabrielle Stocker

Sent from my iPhone

Rosemary Balsley

From: SUSAN RENISON <passerinus@yahoo.com>
Sent: Thursday, May 09, 2019 10:12 PM
To: City Council
Subject: Thank You for Exploring Alternatives

Dear Council Members,

I understand that you are working towards establishing a subcommittee to explore alternatives to the current garage-library plan.

I am so grateful for this possibility! Thank you for this!

I believe the Campaign for Sustainable Transportation is helping us head in a better direction when they write:

- Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.
- The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.
- Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development downtown.

And finally,

- Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Susan Renison
209 Northrop Pl
Santa Cruz, CA 95060

Rosemary Balsley

From: Christine Weir <chrisweir@baymoon.com>
Sent: Friday, May 10, 2019 5:25 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Sent from my iPhone

Rosemary Balsley

From: cookconstr@cruzio.com
Sent: Thursday, May 09, 2019 11:19 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
William Cook

Rosemary Balsley

From: cognitoclothing <cognitoclothing@comcast.net>
Sent: Thursday, May 09, 2019 10:32 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Annie Rains

Rosemary Balsley

From: Don Nielsen <dlnphoto@gmail.com>
Sent: Thursday, May 09, 2019 10:27 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Sent from my iPad

Rosemary Balsley

From: Carolyn Trupti Israel <cappy@baymoon.com>
Sent: Thursday, May 09, 2019 10:23 PM
To: City Council
Subject: Yes to Win-Win

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown.

Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Rosemary Balsley

From: DEBORAH BENHAM <deborah05@sbcglobal.net>
Sent: Friday, May 10, 2019 6:47 AM
To: City Council
Subject: Thanks for exploring alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Debbie Benham
Scotts Valley resident

Rosemary Balsley

From: Gray Jameson <gabe.mining@gmail.com>
Sent: Friday, May 10, 2019 8:28 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Gray Jameson

Rosemary Balsley

From: Sally Wittman <sallywittman@me.com>
Sent: Friday, May 10, 2019 8:15 AM
To: City Council
Subject: Support of Proposal to Delay Library Decision

Dear Mayor and City Council Members:

I am in support of the idea to delay the Library Decision and to form a Subcommittee to hear further community ideas regarding this proposal.

The citizens of S.C. voted in favor of a Library renovation and somehow we got this 21st century business thrown in, and a parking lot, plus a new location, none of which were in the original measure, with the misleading explanation that that would save us money. This is our money, not staff's money. Anything add-on feels wrong, especially something that is totally independent of a library.

A parking lot feels extra wrong for a city that purports to be trying to reduce greenhouse gases, get people out of their cars, and improve public transit.

Small electric shuttle buses is where the action could be, and where the money could be going. but not the library measure's money.

Thank you for giving the citizenry a chance to speak out against the so-called "mixed-use" project, which was wrong from the start.

Also, please give adequate press for future decisions and meetings.

Sally Wittman

Rosemary Balsley

From: jess.beckett@gmail.com
Sent: Friday, May 10, 2019 7:53 AM
To: City Council
Subject: Thanks for Exploring Library Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

I am excited that you all are going to re-start and re-envision the library/garage project.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

I appreciate your dedication and volunteerism as public servants!

Sincerely,
Jessy Beckett Parr

Sent from my iPhone

Rosemary Balsley

From: Eloise Naman <eloise@cruzio.com>
Sent: Friday, May 10, 2019 7:40 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Eloise Naman

Rosemary Balsley

From: Ellen Farmer <ellen.farmer@yahoo.com>
Sent: Friday, May 10, 2019 7:09 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Have you been to Watsonville's library?? Gorgeous inside! And the parking lot is usually very empty.

Sincerely,

Ellen Farmer

Thank you for being futuristic!!

Now let's figure out how to improve the attractiveness of bus passes for car commuters.

They could be provided by downtown employers with free use for the employees' families on weekends...

or something like that...anywhere in the county...visit Watsonville Wetlands on the bus-on-shoulder...Love this good news!!

Rosemary Balsley

From: Mitchell Goldstein <mitchell@designforhealth.com>
Sent: Friday, May 10, 2019 9:04 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

--

Mitchell Goldstein
mitchell@designforhealth.com



250 Dufour Street
Santa Cruz, CA 95060
P 831 425-1869
F 831 425-3905
<http://www.designforhealth.com>

Rosemary Balsley

From: Donna Ramos <donna@me.com>
Sent: Friday, May 10, 2019 9:38 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

I stand ready to help in whatever way I can to support this subcommittee's work.

Sincerely,

Donna Ramos
831 419-8500

Rosemary Balsley

From: karen simmons <treetopmama@hotmail.com>
Sent: Friday, May 10, 2019 9:14 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Sent from my iPhone

Rosemary Balsley

From: Robin Brune <shaylaah@gmail.com>
Sent: Friday, May 10, 2019 9:12 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Robin Brune

Sent from my iPhone

Rosemary Balsley

From: Joseph Schultz <jozseph@gmail.com>
Sent: Friday, May 10, 2019 10:01 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely, Jozseph Schultz India Joze Restaurant

Rosemary Balsley

From: Anna Mahal <eandamahal@gmail.com>
Sent: Friday, May 10, 2019 10:14 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Rosemary Balsley

From: joanne katzen <jokat9@hotmail.com>
Sent: Friday, May 10, 2019 10:14 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation. It is crucial that every decision being made, now, take into account the future, and the need to phase out the use of fossil fuels. Our children and grandchildren will benefit, or suffer, from these decisions.

Sincerely,

Joanne Katzen

Rosemary Balsley

From: Jeana De La Torre <jeanadlt@baymoon.com>
Sent: Friday, May 10, 2019 10:43 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

And as a reminder:

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.



Resident since 1969

jeanadlt@baymoon.com





Affordable Housing NOW!

P.O. Box 2374, Santa Cruz, California 95063

(831) 295-2756

affordablehousing-now.org

May 10, 2019

Santa Cruz City Council
809 Center Street
Santa Cruz, CA 95060

Dear City Council Members:

Affordable Housing NOW supports the formation of a council subcommittee to review and examine the interlocking uses of city owned land and long term possible uses.

In our March 19th letter to council members concerning the Housing Element we highlighted the necessity of using city lots for affordable housing. Without that significant subsidy it is unlikely many very-low and low income housing units will be built in Santa Cruz. The Housing Element calls for 200 very-low and low units by 2013.

The creation of the proposed council subcommittee is consistent with council members stated priority of delivering affordable housing.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim Willoughby".

Tim Willoughby, AHN Chair

Rosemary Balsley

From: H Dowling <hdowling7@gmail.com>
Sent: Friday, May 10, 2019 12:09 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

It's about time you opened your minds and hearts to the views of those you were elected to represent.

Sincerely,
H. Dowling

Rosemary Balsley

From: Geri Lieby <glieby@gmail.com>
Sent: Friday, May 10, 2019 12:23 PM
To: City Council
Subject: Library Discussion

Hello All,

I'm wiring to ask that you start a council subcommittee with Cummings, Brown and Myers who will collaborate with library staff and the community to look at alternatives to the current plan of abandoning the current library so as to construct a new one. I'm open minded, but would like all options to be considered.

Thank you,

Geri Lieby

Sent from my iPhone

Rosemary Balsley

From: d wirkman <debrawirkman@sbcglobal.net>
Sent: Friday, May 10, 2019 11:35 AM
To: City Council
Subject: Please explore alternatives for downtown library and parking

Dear Mayor Watkins and Council Members,

Establishing a subcommittee to explore alternatives to the current garage-library plan is a very good idea.

Do we really need to build such a large parking structure? The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

I hope the subcommittee will also explore using parking revenue to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Many people do not like the idea of putting a ground-floor library below a large parking structure on the current venue of the Downtown Farmers' Market and Antique Fairs. Thanks in advance for establishing a subcommittee to look closely at our options, including preserving the current Farmers' Market site, which is conveniently located near the Metro, as a Public Commons for open-air gatherings and events.

Thanks,
Deb Wirkman

Rosemary Balsley

From: David Rosen <davegeorgeros@yahoo.com>
Sent: Friday, May 10, 2019 10:44 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members, Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation. Sincerely,

Rosemary Balsley

From: Meta Self <meta.self@cruzio.com>
Sent: Friday, May 10, 2019 3:35 PM
To: City Council
Subject: Downtown Library Project and Council Subcommittee recommendation

Dear City Council Members:

As a library patron I ask that you please follow the Downtown Library Project and Council Subcommittee's May 3, 2019 recommendation that you "put on hold the decision to proceed with a Downtown Library project and to convene a Council Subcommittee composed of Councilmembers Cummings, Meyers, and Brown to investigate alternatives, in collaboration with Library staff and the interested community, and return with a recommendation no later than October 2019."

There is significant patron and general constituent opposition to and concern about the proposal to construct a new library combined with a parking garage and housing, in contrast to alternatives, such as remodeling the existing library. The City has so far neglected to give these perspectives the thorough and serious consideration that they merit. Please uphold a fundamental principle of representative democracy --to represent your constituents-- by giving our opposing perspectives your sincere and open minded consideration. Your following the Project and Subcommittee's recommendation to put a decision on hold will give you an opportunity to do so.

Sincerely,
Meta Self

Rosemary Balsley

From: harvey dosik <harvey-d@sbcglobal.net>
Sent: Friday, May 10, 2019 3:54 PM
To: City Council
Subject: Library

Let's save and restore our downtown library!

Harvey Dosik
1453 30th Ave.
Santa Cruz ca 95062

Rosemary Balsley

From: Virginia Schwingel <ginnyschwingel@gmail.com>
Sent: Friday, May 10, 2019 5:03 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Ginny Schwingel

Rosemary Balsley

From: Martha Keeler <mskeeler@yahoo.com>
Sent: Saturday, May 11, 2019 12:05 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Martha Keeler

Rosemary Balsley

From: Irana Shepherd <ronishepherd@gmail.com>
Sent: Saturday, May 11, 2019 10:54 AM
To: City Council
Subject: Library-Motkon to put on Hold and

I strongly recommend the motion to put on hold the decision to proceed with a Downtown Library project and to convene a subcommittee of Cummings, Meyers, Brown to investigate alternatives... Thank you for your attention to this, and for your hard work.

Irana Shepherd

Rosemary Balsley

From: Brett Garrett <brett@dolphyn.com>
Sent: Friday, May 10, 2019 8:45 PM
To: City Council
Subject: Agenda Item 28 - YES to subcommittee and creative win-win solutions

Dear Mayor Watkins and City Council members,

I assume "Downtown Library Project" refers to c512002, also known as Downtown Mixed Use Project (which has been expected to include a large parking garage). I trust the minutes for this meeting will clearly and unambiguously describe what project is being discussed.

I am delighted with the proposal to place the project on hold, and to convene a subcommittee that includes City Council members of diverse viewpoints who are committed to LISTEN TO ONE ANOTHER'S CONCERNS, working collaboratively with Library staff and concerned stakeholders to craft a creative solution that provides satisfactory results for people who have been on all sides of this debate.

I support the idea of using a portion of parking funds to revitalize the library at its current location, and I trust the subcommittee will give serious consideration to this approach.

Sincerely,

Brett Garrett
190 Walnut Ave #307
Santa Cruz, CA 95060

Rosemary Balsley

From: Dusty <hndmiller@hotmail.com>
Sent: Friday, May 10, 2019 8:22 PM
To: City Council
Subject: Support for Library Subcommittee

City Council:

As a downtown Santa Cruz resident who has been supportive of the proposed mixed use building replacing the open parking lots, I am also supportive of the proposed subcommittee for the Downtown Library Project.

Thank you,
Dusty Miller

Rosemary Balsley

From: Russell Brutsche <russellb@baymoon.com>
Sent: Friday, May 10, 2019 8:09 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Russell Brutsché

Rosemary Balsley

From: A Webb <webbheart@gmail.com>
Sent: Friday, May 10, 2019 6:42 PM
To: City Council
Subject: May 14, 2019 Item #28 - Downtown Library project

I support, and encourage the City Council to support, the formation of a subcommittee to investigate alternatives and improvements of our much valued Downtown Library, and the responsible use of Measure S funds!

Thank you,
Anita Webb

Rosemary Balsley

From: Lisa Segnitz <lisasegnitz@hotmail.com>
Sent: Friday, May 10, 2019 5:58 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Lisa Segnitz and family

Sent from my iPhone

Rosemary Balsley

From: Michael Levy <levysantacruz@gmail.com>
Sent: Friday, May 10, 2019 5:28 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members

I am very glad that there is a subcommittee now to study the library/parking garage options.

I am sure that you are concerned, as I am, about the catastrophic effects of climate disruption. This is no time to be building infrastructure to accommodate more cars. Even if they are electric.

Besides, we don't need more parking, as the Siegman analysis demonstrated pretty clearly. We can use varying parking fees to redirect cars to the less-utilized peripheral lots so there will be parking spaces for businesses who count on them. And the Library can be redeveloped in place with the aid of parking revenue.

Thank you for your willingness to flex with the changing demands of the times.

Yours,
Michael Levy

--

*Michael Levy
2120 N. Pacific Ave. #45
Santa Cruz, CA 95060
831-427-9916*

Rosemary Balsley

From: Stephen Svete <makosled56@gmail.com>
Sent: Friday, May 10, 2019 5:25 PM
To: City Council
Subject: Library and Garage Issue

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows **29% vacant** parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown, particularly with improving bike infrastructure, pending transit pass programs, and exploding Jump Bike use.

As for the Library, I truly believe a renovated and expanded library at its current site is in the best interest of the community, and is a very exciting and doable idea. Skilled architecture firms nationwide would love to take on the challenge. The recent restoration of a bank building on River Street (now Santa Cruz County Bank's headquarters) cost only \$2M, and revitalized a long-closed Wells Fargo site. The result is commendable. The structure was of a similar era as the library (1960s), which is very adaptable to modern aesthetics.

When voters (myself included) voted for the library bond, we fully expected a renovation at the existing site, not a new facility complete enveloped in a parking garage.

I envision:

- Relocating any system administrative offices to a more central County location – perhaps in leased space.
- Going up through the roof of the current building by one or two floors, lots of floor to ceiling glass on the addition.
- Updates to the 1960s mid-century aesthetic...an important era in Santa Cruz development (UCSC, County Admin Center, Cabrillo College)

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

I would happily volunteer my time to work with the council committee to assist in progressing this community-building idea.

Sincerely,

Stephen Svete

Modesto Avenue

Rosemary Balsley

From: Sandra Brauner <sanjan@cruzio.com>
Sent: Saturday, May 11, 2019 5:37 PM
To: City Council
Subject: Motion to put Downtown Library Project on Hold

Dear Council Members,

As a Santa Cruzan and extremely concerned stakeholder in the future of the Downtown Library, I write in support of the motion to convene a Council Subcommittee composed of Council Members Cummings, Meyers and Brown.

I also support the concept that once the motion passes and the committee is formed, the opinions and concerns of the actual Downtown Library users will be sought out. Council/community collaboration is essential.

Thank you

Sandra Brauner

Rosemary Balsley

From: Wendy King <wking108@mac.com>
Sent: Monday, May 13, 2019 7:26 AM
To: City Council
Cc: jyork@santacruzsentinel.com
Subject: Thank you for listening!

Dear City Council,

I appreciate that the City Council is reconsidering the proposal for the parking garage cum library.
Thank you for listening to and representing us, Wendy King Mason Street

Rosemary Balsley

From: Satya Orion <lightspirit16@gmail.com>
Sent: Sunday, May 12, 2019 9:21 PM
To: City Council
Cc: Bonnie Bush; Casey Hemard
Subject: Agenda item #28 - Downtown Library Project - 5/14/2019

Dear Mayor Watkins & City Council Members,

I am very much in favor of this recommendation and wish to thank Council Members Cummings, Meyers and Brown for their support of this motion.

RECOMMENDATION: Motion to put on hold the decision to proceed with a Downtown Library project and to convene a Council Subcommittee composed of Council Members Cummings, Meyers, and Brown to investigate alternatives, in collaboration with Library staff and the interested community, and return with a recommendation no later than October 2019.

I also appreciate the following comment:

"There is significant confusion in the community about the specifics of the proposal as well as the possible existence of viable alternatives and opportunities. Based on this, in our view, there is a need for the Council to take a fresh look at options for the Downtown Branch project before proceeding with further work. In order to do this in a timely manner, we think the Council should convene a Council subcommittee and task it with investigating alternatives for the Downtown Branch project. As part of this effort, this subcommittee would work collaboratively with Library staff and concerned stakeholders"

I agree completely that there is much more to be discussed and urge you to include the DBTL group, specifically Jean Brocklebank, as one of the concerned community stakeholders.

Thanks so much for making this recommendation.

best wishes,
Satya Orion

Rosemary Balsley

From: Robert Morgan <robertmorgan@baymoon.com>
Sent: Sunday, May 12, 2019 6:19 PM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thank you in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. I'm very appreciative that you're being thoughtful and deliberate with this important decision.

1) When I voted for Measure S, I voted for the county library plans presented in the Library Master Facilities Plan here, https://www.santacruzpl.org/media/pdf/ljpb/SCPL_FMP_web_2013.pdf

2) The community has a wonderful opportunity to make a decision about the use of Lot Four which is an environmentally positive choice, one that maintains the Farmer's Market on land home to five beautiful Magnolia trees, will decrease green house gasses, *and* can be developed to give Santa Cruz residents an urban park for vital, social, interactive community events and play: for festivals, music and entertainment for all. Please see the TED talk from visionary urban park reclaimer Mark Lakeman who recently spoke in Santa Cruz here, <https://www.youtube.com/watch?v=GYES81Ibj4A>

3) New information from parking expert Patrick Siegman's analysis of Downtown parking concludes that our future parking demand will remain static. You may view his recent presentation here, https://drive.google.com/file/d/1ELFHgOQn7MFYTnNab5L17lr3u8R9_4lw/edit

4) Transportation Demand Management strategies (like the Ecopass) and utilizing our current surface resources wisely will meet our future visitor parking needs.

4) New information from the City Attorney confirmed that parking revenue can support any shortfall of library renovation costs.

I'm looking forward to any updates you can provide as you consider these exciting possibilities for Santa Cruz.

Sincerely,
Robert Morgan

Rosemary Balsley

From: lyn dremalas <lyndrem@comcast.net>
Sent: Sunday, May 12, 2019 4:02 PM
To: City Council
Subject: Library future

Dear Council members:

I would like to voice my opinion concerning the Library's future. Because the 5 story building being considered is not a viable plan and because the the public is not in favor of it, I urge you to consider CHANGING your minds in favor of leaving the library at its present location. Then the creative minds in the planning department can come up with a plan that would reinvigorate the downtown area with a library, a decent Farmers Market, a community area, etc. I count on your sound judgment to do the will of the majority of the people of Santa Cruz.

Thank you very much.

Nadelyn Dremalas
2030 N. Pacific Avenue #239
Santa Cruz, Ca 95060

Rosemary Balsley

From: Ray Martin <cali15.rlm@gmail.com>
Sent: Sunday, May 12, 2019 12:45 PM
To: City Council
Cc: Ray Martin
Subject: Lack of Action by City Council After Approval of Downtown Library

I am writing in support of using Measure S funds towards the multi-use space downtown: a space that will feature greater square footage for a safe, functional library, and parking. The current building was erected in 1968, and the city's policy of delayed renovation has left the structure untenable to last another 50 years. My granddaughters deserve a library space that is safe, technologically rich, and flexible enough to last into their adulthood. As a Santa Cruz homeowner since 1995 and a retired Silicon Valley engineer, I would like my tax dollars to support a forward thinking city development.

I am incredibly frustrated by the lack of city action after the council vote in support of the downtown library project. The Santa Cruz Chamber of Commerce among other forward looking organizations support this project. Come on Council members, let's move forward. Give the city a library they deserve.

Thank you

Ray L. Martin

Rosemary Balsley

From: Kris Munro <kmunro@sccs.net>
Sent: Sunday, May 12, 2019 10:53 AM
To: City Council
Subject: Mixed Use Library Project

Dear Council Members,

I am writing in support of the mixed use library project. The mixed use project meets a number of community needs:

- Our students and families need a modern library
- Our families and workforce need additional housing wherever possible
- Our downtown needs more parking

This project addresses significant community needs. As a downtown neighbor, parking is an incredible challenge for us and our employees. The reality is that many of us can't bike or walk in our various work roles and the businesses and government agencies downtown need to be accessible to the community.

Please continue to move forward this is important project for our community.

With gratitude for your service,
Kris

--

Kris Munro

Superintendent
Santa Cruz City Schools
Phone: 831-429-3410 x220
Fax: 831-429-3450
kmunro@sccs.net



Engaging Students' Hearts and Minds - Every Student, Every Day

Rosemary Balsley

From: Mary Downs <atapo@sbcglobal.net>
Sent: Sunday, May 12, 2019 10:51 AM
To: City Council
Subject: Please Don't Move Our Library

As a long time resident of Santa Cruz and an avid library participant, I ask that you out aside your plan to relocate our main library branch. The current location is in fact very central and surprisingly well used. I often run into people I know there. I understand that an upgrade is in store, but see no reason to move to a new building. In addition to finding this wasteful, my opinion is that a parking structure will only encourage more driving when we must find new alternatives. Taking away the space where we have enjoyed the farmers market and the Antique Fair, which have been successful community events, so that we can house a multitude of automobiles in a time of climate change and over congestion is outrageous!

Thank you for listening.

Gloria Downs
640 Pacific Ave
Santa Cruz

Rosemary Balsley

From: Nancy <nkrusoe@cruzio.com>
Sent: Sunday, May 12, 2019 9:50 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The city parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,

Nancy Krusoe

Rosemary Balsley

From: John Hall <jhall5@ucsc.edu>
Sent: Sunday, May 12, 2019 9:20 AM
To: City Council
Subject: Thanks for Exploring Alternatives to library/garage

Dear Council Members,

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

I sincerely hope you will include the general public as “stakeholders” in this process. We are stakeholders!

Please find a solution that keeps the farmers’ market at its present location and creates a first-class 21st century library elsewhere than parking lot 4.

We don’t need the parking garage, and certainly not at the cost of moving the farmers’ market, which can anchor a Downtown Commons.

Money saved from not doing the \$32+ million garage can be used to supplement Measure S funds for building or renovating the downtown Library.

Sincerely,

[John R. Hall](#)
[Routledge Handbook of Cultural Sociology, 2nd, edition, co-editor](#)
Research Professor of Sociology
University of California - Santa Cruz and Davis
<https://sociology.ucsc.edu/about/directory-emeriti.php?uid=jhall5>
<https://ucdavis.academia.edu/JohnHall>

Rosemary Balsley

From: Gerald Brown <gebrown@cabrillo.edu>
Sent: Sunday, May 12, 2019 7:25 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members, Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation. Sincerely,

Rosemary Balsley

From: Gerald Brown <gebrown@cabrillo.edu>
Sent: Sunday, May 12, 2019 7:26 AM
To: City Council
Subject: Win-Win for Farmers Market, Library

Dear City Council Members, Please do not continue plans to spend \$45 million dollars on a parking garage to replace the Farmer's Market. Parking Consultant Patrick Siegman's March 19th presentation on parking in Downtown was clear: the City does not need to add a new parking structure in order to meet the parking needs of the next decade. Using public money and property for automobile parking subsidizes driving, which is the leading local cause of global warming. Please reallocate a portion of garage money to fill the funding gap needed to renovate the downtown library into a state of the art facility at its current location. Please consider using the rest of the money earmarked for the garage for affordable housing that is truly affordable to workers Downtown. Please begin a community visioning process on improving the Cedar/Cathcart lot as an event space and permanent home for the Farmer's Market. Thank you,

Rosemary Balsley

From: Carol Long <cjlong3@sbcglobal.net>
Sent: Sunday, May 12, 2019 12:26 AM
To: City Council
Subject: Thanks for Exploring Alternatives

Dear Council Members, Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan. Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases. The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces. Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown. Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Carol Long

Rosemary Balsley

From: micheal saint <solarevsaint@gmail.com>
Sent: Saturday, May 11, 2019 8:58 PM
To: City Council
Subject: Downtown Library

Dear Council members

I am in full support of agenda item 28 under general business, Motion to put on hold the decision to proceed with a Downtown Library Project.

It is heartening to see the council working to resolve a very contentious issue and to listen to the public in the process of coming to a solution.

We all need to be willing to take a second look at projects that may exacerbate our path to a climate crisis, and really try and provide a healthy and safe downtown Santa Cruz environment.

I hope this committee will realize the importance of involving all stakeholders in this decision. Together we can make Santa Cruz a shining example of a sustainable community.

Sincerely,

Micheal Saint
Campaign for Sustainable Transportation

Rosemary Balsley

From: SYLVIA A LEE <sylvialee2@sbcglobal.net>
Sent: Monday, May 13, 2019 8:57 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council, Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already. A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart. Sincerely, Sylvia Lee, Pres. FSVPL

Rosemary Balsley

From: Carol Polhamus <clpolhamus@aol.com>
Sent: Monday, May 13, 2019 9:00 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process to kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process.

A new library is both cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Thank you for all your hard work.

Sincerely,
Carol Polhamus

Sent from my iPad. Please excuse spelling mistakes and brevity. Thanks!

Rosemary Balsley

From: Bob Lamonica <boblamonica@gmail.com>
Sent: Monday, May 13, 2019 9:06 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Bob Lamonica

Rosemary Balsley

From: Hallie Richmond <hallie@cruzio.com>
Sent: Monday, May 13, 2019 9:02 AM
To: City Council
Subject: We are FOR the library project

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Hallie Richmond and Brian Fambrini

Sent from my iPhone

Rosemary Balsley

From: Nichol Veles <nveles@csumb.edu>
Sent: Monday, May 13, 2019 9:10 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Nichol Veles

Rosemary Balsley

From: John Flaniken <jflaniken@yahoo.com>
Sent: Monday, May 13, 2019 9:45 AM
To: City Council
Subject: Don't Kill the Library Project- Support the Library and Housing Downtown

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be re-purposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

JOHN FLANIKEN

Broker Associate | President's Club Elite
CalBRE 01420207
831-334-0890
www.sellsantacruz.com

Knowledge. Integrity. Experience.



Rosemary Balsley

From: Freny Cooper <frenyc@me.com>
Sent: Monday, May 13, 2019 10:13 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely, Freny Cooper

frenyc@me.com
831-234-5903

Rosemary Balsley

From: Linda Kramer <lindakramer2@gmail.com>
Sent: Monday, May 13, 2019 10:05 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Linda Kramer
Scotts Valley

Sent from my iPhone

Rosemary Balsley

From: Meyer, Drew <drewmeyer@amazon.com>
Sent: Monday, May 13, 2019 9:59 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Drew Meyer
Amazon

Rosemary Balsley

From: June Langhoff <junelanghoff@gmail.com>
Sent: Monday, May 13, 2019 9:53 AM
To: City Council
Subject: Support the Library and Downtown Housing

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

June Langhoff

Rosemary Balsley

From: Mindi Broughton <mindibroughton@gmail.com>
Sent: Monday, May 13, 2019 11:30 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

I am sending this email as a concerned commercial property owner in downtown Santa Cruz.

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Mindi Broughton
Pacific Avenue Land LLC

Rosemary Balsley

From: Josephine Buchanan <josephine@sccbussinescouncil.com>
Sent: Monday, May 13, 2019 11:57 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Josie Buchanan

Rosemary Balsley

From: Nancy Maynard <mtnmom3@gmail.com>
Sent: Monday, May 13, 2019 12:53 PM
To: City Council
Subject: No to garage with library

No no no
Nancy Maynard

Rosemary Balsley

From: joel devalcourt <jadevalcourt@gmail.com>
Sent: Monday, May 13, 2019 12:28 PM
To: City Council
Subject: I support the library project

Dear Mayor and City Council,

As someone born and raised in Santa Cruz, I can't think of a more exciting way to celebrate downtown than to create a wonderful new home for the library with affordable housing. I agree with the Santa Cruz County Business Council that appointing a sub-committee is the right choice to respect the work already done to find an appropriate and sensible project.

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

Sincerely,

Joel Devalcourt

Rosemary Balsley

From: Liam <hawkland@pacbell.net>
Sent: Monday, May 13, 2019 11:52 AM
To: City Council
Subject: Yes, Review Plans for Library/Parking Structure

Dear Councilmembers,

As a long term resident and property owner in Santa Cruz I support the proposal to review the current plan for a library/parking structure.

What is the best way for me to express my views on the plan should the Council agree to review the plan?

Sincerely,
-William Epstein

From: Ted Burke <TedBurke@shadowbrook-capitola.com>
Sent: Monday, May 13, 2019 11:32 AM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

I am a long time resident of the city and a business owner with 135 employees who find housing opportunities in our city to be woefully inadequate. The 'Library Project' had given them and me some hope that our City Council was sufficiently wise and politically adept at adopting sensible solutions to significant housing and parking inadequacies. Now, I'm not so sure.

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Hopefully, you are courageous enough to move forward as planned and not add yet another chapter of how not to run a city. But, if not and at a minimum, please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple.

Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart Streets.

Sincerely,

Ted Burke

Rosemary Balsley

From: Leonardo Mascarenhas <lelo15@hotmail.com>
Sent: Monday, May 13, 2019 1:08 PM
To: City Council
Subject: No library-in-a-garage project! Restore and revitalize the downtown branch

Hello, please support the Council's motion to further investigate the best options for a downtown library branch.

We community users of the downtown branch feel mislead by a lot of the information surrounding this project so far. We certainly do not want a library encased in a parking garage. Developer or special interests should be removed from the table. There needs to be more examination of alternative options.

Thank you,
Leo

Rosemary Balsley

From: John - Linda Brown <brown1978@msn.com>
Sent: Monday, May 13, 2019 1:12 PM
To: City Council
Subject: for 5/14 meeting: Measure S for Downtown Library

Dear City Council:

It is with reluctance that I support the new motion to create a committee once again to review alternatives on the use of the allocated Measure S improvement funds for the downtown library.

Many of us still believe that the taxpayers voted only for improvements to the existing facility, and that that can be done independently of desires for any mixed-use facilities.

Please ask this new committee to focus on using the funds for restoring the current library. Thank you.

Linda C. Brown
1190 7th Ave. #55
Santa Cruz CA 95062

Rosemary Balsley

From: pamelanorth@yahoo.com
Sent: Monday, May 13, 2019 1:09 PM
To: City Council
Subject: Restore and revitalize the downtown library!

All,

I'll be brief. Measure S was approved by the voters for \$28 million to refurbish the library. The council has also been informed (in part by outside consultants), that a garage is NOT needed. No library in a garage. Period.

Thank you,
- Pam

Rosemary Balsley

From: Steve Pleich <spleich@gmail.com>
Sent: Monday, May 13, 2019 1:15 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

Dear Council Members,

No library-in-a-garage project! Restore and revitalize the downtown branch.

Respectfully,

Steve Pleich

Rosemary Balsley

From: Perouse <Perouse@aol.com>
Sent: Monday, May 13, 2019 2:09 PM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,
Rick Moe

Rosemary Balsley

From: Steve Lustgarden <slustgarden@gmail.com>
Sent: Monday, May 13, 2019 2:08 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Steve Lustgarden
28 Hanover court
Santa Cruz, CA 95062

Rosemary Balsley

From: William Thydale <williamthydale@gmail.com>
Sent: Monday, May 13, 2019 2:00 PM
To: City Council
Subject: Please, Restore and Revitalize the Downtown Library

Council member:

Please move beyond the ill-conceived library-in-a-garage project -- and start moving forward to restore and revitalize the downtown branch at 224 Church Street.

Thank you,

Will

Downtown Onward

Rosemary Balsley

From: MP Pisano <mike.pisano@comcast.net>
Sent: Monday, May 13, 2019 1:57 PM
To: City Council
Subject: Downtown Garage

Hello Santa Cruz City Council,

We know what we don't want - We don't want a Santana Row, but what do we want? Do we want a Santa Monica's Third Street Promenade, a Meersburg, Germany, a Martha's Vineyard with walkable areas? We want a livable quality of life. We want walkable areas. We want convenient sustainable transportation. We all want Santa Cruz to be what it was when we got here.

I think owning a car is just way too convenient. I can get anywhere in our County that I want to go by bus, but with difficulty. We have no incentives to be car-less. We have friends & community members demeaning jump bikes as lowering house prices - no information to show this but still said. For example: For someone to get from Dominican Hospital on Soquel to Kaiser in Scotts Valley is an hour by bus, and an hour and a half back (yet 10 to 15 minutes by car).

To incur developers to add multi-level garages to their building will, of course, will add to the price of each unit.

Another location for an open-air-farmers-market is at the end of Pacific & Front St (past Spruce St) - Like the New Orleans French Market.

If you want to limit something you tax it (like with cigarettes) - So if you tax jump bikes that will take away the potential to reduce traffic. When you have traffic it costs the County in lost revenue. If each jump bike is used 5-times a day that is 1000 cars off our roads.

Subscription autonomous vehicles are decades away, and I doubt those insurance companies would allow those vehicles to safely get residents out of the area during an emergency!

I am not for uncontrolled growth or growth in general - But if I go somewhere and fail to get adequate service for lack of employee's - growth is a then a need.

If you raise wages it acts in a domino effect by raising other prices - Look at Gildas' Prime Rib special - every time the minimum wages goes up so does that awesome local meal. So keep rents low to help an individual's budget last.

We can wait to see if Santa Clara County builds enough housing to draw away those that live here now, or we can build affordable housing to help those that live here now.

With limited budgets for local transportation options, and No late night or early morning METRO options & Unless incentives & transportation improvements happen - then I agree with building a garage downtown with a library.

https://www.strongtowns.org/journal/2016/7/18/suburbia-retrofit?utm_campaign=meetedar&utm_medium=social&utm_source=meetedar.com&fbclid=IwAR3B0y4DiBErdgsMyw-24eF1w0-t7Re6f6ghIGhFu72A9h1qHTNXeGHKAsQ

Meersburg, Germany



Martha's Vinyard



Thank you for your time
Michael Pisano – Santa Cruz

Rosemary Balsley

From: rmilby@cruzio.com
Sent: Monday, May 13, 2019 1:57 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

No library-in-a-garage project! Restore and revitalize the downtown branch.

It is the worst idea - more cars downtown only make downtown worse.

Robert Milby

209 Northrop Pl
Santa Cruz, CA 95060
home 831.429.8417
cell 831.227.3761

Rosemary Balsley

From: cindy jackson <cinjack6860@gmail.com>
Sent: Monday, May 13, 2019 1:54 PM
To: City Council
Subject: Yes! Library Subcommittee!

Dear SC City Council Members,
Please move forward to establish a subcommittee toward a new, fabulous downtown library! The lengthy, comprehensive and all volunteer efforts of the Downtown Advisory Commission illustrated the interest in our wider community for a new, modern library downtown.

The downtown library serves as the repository of much information used by the entire county. How exciting it would be to have a library in a building with restaurants, housing, retail so that all would profit from the interest in the library and the library would profit from the interest in the other tenants. And what a treat to have another reason to come downtown, bring visitors, shop and dine.

Thank you for your interest in getting this project going!!

Sincerely,
Cindy Jackson

Rosemary Balsley

From: Constance Gabriel <Camr@cruzio.com>
Sent: Monday, May 13, 2019 1:53 PM
To: City Council
Cc: Constance Gabriel
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

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If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Constance Gabriel
Santa Cruz, CA 95062

Rosemary Balsley

From: Eugene Salamin <gene_salamin@yahoo.com>
Sent: Monday, May 13, 2019 1:49 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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Eugene Salamin
414 Roxas Street
Santa Cruz, CA 95062

Rosemary Balsley

From: SUSAN RENISON <passerinus@yahoo.com>
Sent: Monday, May 13, 2019 1:47 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

Dear City Council Members,

No library-in-a-garage project! Restore and revitalize the downtown branch.

This simple message has a lot behind it. I ask you to be leaders in helping our community - not another parking garage, create a better library out of what we have now, we have a good place for our farmers market already - please look at facts not emotion - thank you.

Susan Renison
209 Northrop Pl
Santa Cruz, CA 95060

•

Rosemary Balsley

From: Zora Martin Etemadi <zorasimone9@gmail.com>
Sent: Monday, May 13, 2019 1:45 PM
To: City Council
Subject: Build a new library

Dear City Council,

I am an 8th grader at Branciforte Middle School, and I encourage you to get started on the building downtown that will have a new library, parking, and housing.

Right now when my friends and I go downtown, we might look at books in Bookshop and we might go to a cafe. To be honest, downtown can feel creepy because people are drugged out and there isn't anywhere that people my age can go.

Except the downtown library.

But the current space has the upstairs for little kids and the downstairs for adults. I would love to be able to work on projects and learn new things in the library. But right now it is not a space for me.

I am not sure why the City Council won't do anything for us. I know I don't vote yet. But I will soon. I would like to be proud of my city, but right now I am not. I have grown up going to other communities' libraries—Watsonville, Cabrillo, UCSC. I would love to go to my own local main branch.

Sincerely,

Zora Martin Etemadi

Rosemary Balsley

From: Joan Rost <Joanr0623@gmail.com>
Sent: Monday, May 13, 2019 1:45 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

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Joan Rost
321 Cliff st
Santa Cruz, CA 95060

Rosemary Balsley

From: Peter Beckmann <pbeckmann2000@gmail.com>
Sent: Monday, May 13, 2019 1:44 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

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Peter Beckmann
29 Crow Ave
Corralitos, CA 95076

Rosemary Balsley

From: Bonnie Bush
Sent: Monday, May 13, 2019 1:44 PM
To: City Council
Subject: FW: Restore and revitalize the downtown library at its CURRENT location

Bonnie Bush, CMC

City Clerk Administrator
City of Santa Cruz
831-420-5035

Public Records Requests may be submitted online via the Public Records Request form, by email to kthompson@cityofsantacruz.com, or by hard copy form available at the City Clerk's Office located at 809 Center Street, Room 9, Santa Cruz, CA 95060.

Please note: Public Record Act Requests submitted via email, fax, USPS, or dropoff after 5:00 p.m. on a business day, Saturdays, Sundays, or holidays will be processed as received on the next open business day. The 10-day response period begins when the request is received.

From: Satya Orion [mailto:lightspirit16@gmail.com]

Sent: Monday, May 13, 2019 2:19 PM

To: Martine Watkins <mwatkins@cityofsantacruz.com>; Chris Krohn <ckrohn@cityofsantacruz.com>; Drew Glover <dglover@cityofsantacruz.com>; Donna Meyers <dmeyers@cityofsantacruz.com>; Cynthia Mathews <CMathews@cityofsantacruz.com>; Justin Cummings <jcummings@cityofsantacruz.com>; Sandy Brown <sbrown@cityofsantacruz.com>; Bonnie Bush <bbush@cityofsantacruz.com>; Casey Hemard <CHemard@cityofsantacruz.com>

Subject: Restore and revitalize the downtown library at its CURRENT location

Dear Mayor Watkins & City Council Members,

I want to clearly state my wish for:

No library-in-a-garage project!

Please restore and revitalize the downtown branch at its current location.

There are so many options to explore - possibilities to consider. Please allow the community to be part of that conversation and exploration.

Thank you for your commitment to this ongoing process.

Sincerely
Satya Orion

Rosemary Balsley

From: Diane Putnam <d.k.putnam@icloud.com>
Sent: Monday, May 13, 2019 1:42 PM
To: City Council
Subject: Re: Library renovation/rebuild

Dear City Councilmembers:

Nearly one year ago today, I sent this email urging you to support the recommendation by the citizen's advisory committee for Option B, which would build a library into a parking garage, which would lead to significant long-term energy savings while realizing nearly all of the community needs that were identified in the advisory committee's lengthy and in-depth research and decision-making process.

The City Council voted for Option B, thank you! And then.....nothing. With every month that has passed since the vote, costs for building have risen, and we're heading into another fire season in California that will drive up demand for materials and workers even further. In the meantime, Felton's new library has been built, and Capitola has broken ground.

Please move forward on this before the community is priced out of it.

Sincerely,
Diane K. Putnam
Santa Cruz, CA

On Jun 11, 2018, at 9:34 AM, Diane Putnam <d.k.putnam@icloud.com> wrote:

Dear Santa Cruz City Councilmembers,

I am writing to strongly encourage you all to support the DLAC recommendation for the downtown library branch, aka "Option B" in a mixed-use structure. If money were no object, I would push Option D. Just please go with ANY OPTION BUT "A". Options B, C & D offer a progressive vision for the future of the library, while Option A doesn't even cover the serious health and safety issues with the current building downtown.

I am a Cabrillo English instructor and mother of two boys who attend DeLaveaga elementary school. My boys (8 & 10) visit the downtown branch regularly for pleasure reading, special project class research (often in Spanish), and Spanish-language books at their grade level to meet school homework requirements (they're in the Dos Alas immersion program); *many* of their friends do the same. My Cabrillo students from north county often rely the SCPL for assigned texts that aren't textbooks. They also use public library spaces, when available, to write their papers and gather with team project members to work—many of our county's students don't have quiet, computer-equipped study spaces where they live, and Cabrillo's study spaces aren't always open or easily accessible to students coming from Santa Cruz.

I attended the DLAC community meeting on December 3rd and was dismayed to hear so much support for Option A's half-measures (not to mention antagonism towards the advisory committee). I observed that easily more than 70% of the community members in attendance that day were over 70 years of age. I was saddened that there didn't appear to be many parents of young children or teens in the room, perhaps one per table. I realize other focus groups took place with young people, but it felt that the make-up of the room, largely

skewing elder, white, and likely property-owning, explains the overall support expressed that day for the more conservative Option A. Additionally, several misperceptions seemed to drive discussion, especially around the mixed-use Option B: suspicions about working with a private partner, assumptions about how the structure would look, anti-parking arguments that ignored Option B's green benefits, and deep emotional attachment to the current location.

That last point probably gets down to the biggest obstacle to agreeing on a solution: sentimental, rather than visionary, thinking. We all deserve a safe, 21st-century library, so if we're attached to the current site, let's use this bond opportunity to fundamentally remodel or rebuild there. Let's have some vision, please, and figure out how to raise some funds from those who can afford it in our community for Option B, C or D; it's an investment we owe to the next generation, and we have sadly neglected that responsibility so far in allowing the library's current home to degrade this much in the first place.

Thank you for reading this far and for all your work and patience,
Diane Putnam

Rosemary Balsley

From: Brian Murtha <bmurt@cruzio.com>
Sent: Monday, May 13, 2019 1:37 PM
To: City Council
Cc: Brian Murtha
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

I am impressed with and in favor of the results of the work done by the Campaign for Sustainable Transportation. Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

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In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

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Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Sincerely,

Brian Murtha
111 Anderson St.
Santa Cruz, CA 95060

Rosemary Balsley

From: Tera Martin <teramartin17@gmail.com>
Sent: Monday, May 13, 2019 1:33 PM
To: City Council
Subject: Build the Mixed Use Library Space!

Dear City Council,

I am tired of waiting for this exciting project to begin. I have watched Capitola and Felton begin their new library design and building process and am so invigorated by their communities, which have welcomed these projects.

Meanwhile, our flagship library branch--the Downtown Main branch--continues to suffocate under needless opposition from folks who don't even live in Santa Cruz.

Our city is a mess right now. My daughters do not want to go downtown, let alone visit the downtown library. Parking has already become more challenging, given the reduction in parking. My teens have nowhere to go and study and read and learn.

Can we do something right for a change? Can we revitalize our downtown and provide a learning and community space for teenagers? The community has already shown it is in favor of a NEW LIBRARY with dedicated teen space within a multi-use structure. City Council has already voted in favor of this project. Local business leaders and downtown advocates spoke up in favor of this project. WHAT IS THE DELAY?

Our children and families want a new library. My tax dollars are already paying for it. But you all have stalled it out in the same way of so many other pressing social problems our community is facing.

I urge you to figure this out. Stop listening to the nagging minority who do not speak for most of us. Have some vision and some boldness.

Sincerely,

Tera Martin

Rosemary Balsley

From: Janice Simons <extrasanjan@yahoo.com>
Sent: Monday, May 13, 2019 1:26 PM
To: City Council
Subject: Restore and Revitalize Library Downtown

No library in a garage!

What a grotesque idea -

Our current downtown library is in exactly the right location now, and restoring and revitalizing is what it needs now.

Rosemary Balsley

From: Joanne Katzen <jokat9@hotmail.com>
Sent: Monday, May 13, 2019 1:25 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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It's time we begin to think of a future where sustainability is front and center in everyone's mind.

Joanne Katzen
106 Siesta Ct
Aptos, CA 95003

Rosemary Balsley

From: Candace Brown <clbrown23@gmail.com>
Sent: Monday, May 13, 2019 1:21 PM
To: City Council
Subject: Downtown Library Renovation and Civil Plaza / Farmer's Market

My household supports Measure S initiative for the Library Renovations only. That is what people thought they voted for when the Bond Measure was first passed. The money was then allocated for each branch by a Joint Board Authority.

We are also in support of a Civil Plaza or as some have called it, a Downtown Commons. that can have multi-purposes such as parking area, civil events and Farmer's Market.

While there are Libraries next to parking garages, I can find no example of a main Library UNDER a parking garage. Having been in many airport parking garages, they have a a pervasive noise as cars go in and out. One can underestimate the low-level vibration and constant noise impact on the main branch of the Library System.

I have also spoken to many people about Measure S, and many have told me they would not have voted for Measure S if they had known that the monies would be used for this mixed use project. To some, it is a violation of trust to do anything but support the renovation of the main Library in its present location.

If there was any change of the Measure S plans in combination with another project, then it must be brought before the Citizens for a vote.

Sincerely, Candace Brown household

Rosemary Balsley

From: Joan Timpany <djtimpany@hotmail.com>
Sent: Monday, May 13, 2019 1:17 PM
To: City Council
Subject: Restore and revitalize the downtown library

No library-in-a-garage project! Restore and revitalize the downtown branch.

Sincerely,
Joan Timpany
Santa Cruz resident

Rosemary Balsley

From: Hayley Mears <hmears@mbep.biz>
Sent: Monday, May 13, 2019 2:20 PM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Council members to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart. I'm submitting this request of my own personal opinion and not on behalf of the organization I represent.

Sincerely,
Hayley Mears

Rosemary Balsley

From: Casey Beyer <casey.beyer@santacruzchamber.org>
Sent: Monday, May 13, 2019 3:53 PM
To: Donna Meyers; Martine Watkins; Justin Cummings; Cynthia Mathews; Drew Glover; Chris Krohn; Sandy Brown
Cc: City Council
Subject: Item 28 Downtown Library Project (CN)
Attachments: Santa Cruz City Council -- downtown Library Project.pdf
Importance: High

Dear Mayor Watkins, Vice Mayor Cummings and Council members Brown, Krohn, Mathews and Myers:

On behalf of the Santa Cruz County Chamber of Commerce I am writing to ask you to approved Item 28 for the Downtown Library Project so the current city council can appoint a subcommittee to review and update the previous work done by the city staff and with direction from the former city council to move a project design process forward.

We believe that the multi-use project for the downtown can provide important benefits to all the various constituents — library patrons, library staff, potential affordable housing component and visitors to the downtown retail shops and businesses. A multi-use project would also be a benefit the the library employees and downtown business employees who need a reliable and accessible place to park during the work shifts.

The Chamber supports the implementation of the "conceptual Downtown Branch Project" proposal, which entails the construction of a new Downtown Library, combined with a parking garage. Utilizing the specified space for the construction of a new Downtown Branch, as well as additional parking, and affordable housing component will provide not only a completely renovated Downtown Library Branch, but also address the ongoing, and growing, scarcity of downtown parking and lack of affordable housing.

I have attached a copy of the Chamber's September 2018 to re-emphaize our support for innovative designed multi-use facility in our downtown. Furthermore we believe by forming this subcommittee, they can put together a more strategic and transparent approach to this project which would be complimentary to other downtown city owned land for future use.

Thank you in advance for considering the views of the Santa Cruz County Chamber of Commerce.

Casey Beyer
Chief Executive Officer
Santa Cruz County
Chamber of Commerce
725 Front Street, Suite 401
Santa Cruz, CA 95060
(831) 457-3713
www.santacruzchamber.org



September 10, 2018

Mayor Terrazas and City Council members
City Hall
809 Center Street
Santa Cruz, CA 95060

RE: Support the Downtown Library Advisory Committee
recommendations for a new library space program and mixed-use
Library Project

Dear Mayor Terrazas and Council members:

Today, as we move closer to the third decade in the 21st Century, dwelling in the past leaves little to think about where technology and innovation "in all of our daily activities" can and is moving us forward, sometimes at the speed-of-light.

Our downtown is at the epicenter of change if we accept the opportunity to look ahead not behind.

Libraries are community centers where the customers want the building's amenities appeal to patrons and draw them in. The building becomes their 'center' for engaged citizenry. In an increasingly digital world, the role of libraries as community and cultural centers must be viewed as an invaluable asset to the community. Today, our library's infrastructure lacks the resources to be the central education hub of downtown. It is old and outdated.

Given shrinking municipal budgets combined with the nonstop technological revolution; public library services must focus on building community face-to-face, by inspiring and educating patrons about art, literature, and music, and helping patrons engage in civil debate. Ask any library patron about the current state of our building and there is a clear response: This library is a relic of the last century. The City staff's mixed use proposed project does just that: it utilizes a variety of funding sources to meet the current and future needs of our community with an innovative

Santa Cruz Area Chamber of Commerce * 725 Front Street, Suite 401 * Santa Cruz, CA 95060
831-457-3713 Phone * 831-423-1847 Fax

The SCACoC is a 501c (6) non-profit corporation * Employer ID 94-0841660



Library design, mixed-use options that address economic benefits, housing and parking.

We also know that our lower downtown hub requires access to businesses, retail shops, and restaurants for our employers and their employees and customers. We know that our 21st Century downtown has to include multiple access points via variety of modal options from pedestrian, bike, public transit and cars.

We are seeing the revitalization of the culturally iconic upper Pacific Avenue with new shops mingled with long time established businesses and shift to more mixed use development so necessary to give people a place to live closer to jobs.

We also know that as the lower Pacific Avenue (downtown) street scape is set to change from older under utilized parking lots to mixed-use buildings with a focus on housing and sustainable projects, we need to address a host of problems in our community such as lost downtown parking the high cost to provide 21st Century library facilities, and the shortage of available housing.

The City will be losing a significant number of spaces downtown when surface parking lots are recommissioned for development projects. Businesses and employees depend on the availability of parking.

The community supported Measure S in 2016 which promised updated library facilities and digital access. The fixing or renovating the current downtown library infrastructure is far more costly than identifying a space and repositioning the site that can address most of the issues cited above.

We know that Santa Cruz County is in the midst of a housing crisis — commonly called the least affordable community in the country from numerous housing data reports. Santa Cruz should and can do more to provide more urgently needed housing opportunities at all income levels.

We have the opportunity to explore a new vision for our library and our downtown. The proposed library mixed-use project can be a catalyst for change.

Santa Cruz Area Chamber of Commerce * 725 Front Street, Suite 401 * Santa Cruz, CA 95060
831-457-3713 Phone * 831-423-1847 Fax
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Library buildings should be architectural structures that are culturally relevant to the community they serve. As the City Council considers the future of our downtown, the Santa Cruz Area Chamber supports a mixed-use library project that will meet the needs of today's businesses and customers while looking toward a more vibrant project that reflects the 21st Century.

Thank you in advance for considering the Chamber's views on this important mixed use Library project.

Sincerely,

A handwritten signature in black ink, appearing to read "Casey Beyer", followed by a horizontal line.

Casey Beyer
Chief Executive Officer

cc: Martin Bernal, City Manager
Tina Shull, Assistant City Manager
Bonnie Lipscomb, Director, Economic Development
Mark Dettle, Director, Public Works
Lee Butler, Director, Planning and Community Development

Rosemary Balsley

From: Robert Singleton <robert.singleton@sccbbusinesscouncil.com>
Sent: Monday, May 13, 2019 3:36 PM
To: City Council
Subject: Re: Item 28 Downtown Library Project
Attachments: SCCBC_Lot4_Subcommittee-2.pdf

Please see the attached letter on behalf of the Santa Cruz County Business Council.

--



Robert Singleton
Executive Director
Santa Cruz County Business Council
(707) 569-4546
robert.singleton@sccbbusinesscouncil.com



May 13th, 2019

To: Mayor Martine Watkins, Santa Cruz City Council

From: Santa Cruz County Business Council Board of Directors

RE: Item 28, Downtown Library Project

Dear Mayor Watkins,

The Santa Cruz County Business Council would like to express our support for the creation of a City Council Subcommittee to further review the work of the Downtown Library Advisory Committee (DLAC), and make a recommendation to the rest of Council in accordance with the timetable as outlined by voter approved Measure S. Our organization has been supportive of the Library Mixed Use project in concept since the conclusion of the DLAC process in 2018, which unanimously found that the mixed use project alternative would be the most cost effective *and least interruptive of library services*. We feel confident that your Council Subcommittee will reach similar conclusions upon further review of all the evidence and information, and that 6 months is appropriate before returning.

Additionally, while the parking and housing components are not the principal aims of the project, they are worthy considerations in your decision. There is a projected shortage of parking for downtown Santa Cruz that is only expected to increase. Currently there are over 1200 downtown employees on a wait list to receive permits. We fully expect to lose use of 200 other parking spaces as a result of private development. The City has also either permitted, planned, or already built 600 new units of housing either in, or within a quarter mile of the parking district. And lastly, a new clinic is expected to open within the year that is projected to see 40+ patients an hour.

Combine these concerns about parking availability with the constraints imposed by the City on new housing development, and you will severely limit the amount of additional housing (both affordable and market rate) that can be built in the downtown. The way raising capital works in housing development is oftentimes years beyond policy changes, as investors must plan for the worst case scenario, while also valuing the uncertainty (risk) associated with the entitlement, development, construction, and occupancy processes.

As it stands right now all new development must clear significant hurdles for on site parking requirements—parking requirements that could be more easily facilitated through investment in a consolidated structure. Given the unit mix, and these steep requirements, by not investing in new parking you are knowingly allowing for fewer housing units to be built overall. That includes limiting the number of affordable units that can be built, as even 100 percent affordable projects are still subject to these on site parking requirements.



It is for these reasons why we support the formation of a Council Subcommittee, and we would hope that this Subcommittee is committed to performing it's work in the most public and transparent way possible for the benefit of public education and understanding.

Thank you for your service to our community.

A handwritten signature in black ink that reads "Robert Singleton". The signature is fluid and cursive, with the first name "Robert" and last name "Singleton" clearly distinguishable.

Sincerely,
Robert Singleton
Executive Director,
Santa Cruz County Business Council

Rosemary Balsley

From: Volunteer Coordinator <volunteer@fscpl.org>
Sent: Monday, May 13, 2019 3:30 PM
To: City Council
Subject: New Library

Dear Councilmembers,

I support establishing a subcommittee for the Downtown Library Project.

The current Library does not meet the needs of our community. Santa Cruz has been known as a progressive city. When you look at the current library that statement is not true and it causes me to wonder why does a lovely city like Santa Cruz have such a shabby Library?

Thank you for your considerations.

Liz Younce
Volunteer Coordinator
Santa Cruz Public Library

Rosemary Balsley

From: Gabrielle Stocker <gstocker2@cruzio.com>
Sent: Monday, May 13, 2019 3:27 PM
To: City Council
Cc: Gabrielle Stocker
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Thank you for taking the time to revisit the library-squeezed-under-parking-garage issue, taking into consideration new studies and reports as well as new estimates of costs. Perhaps you will find that itâ€™s unnecessary to burden Santa Cruzans with an expensive long term debt for a massive garage which will be obsolete when it is built.

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Sincerely,

Gabrielle Stocker
118 Las Ondas Ct
Santa Cruz, CA 95060

Rosemary Balsley

From: Ren Tawil <larrytawil@hotmail.com>
Sent: Monday, May 13, 2019 3:22 PM
To: City Council
Cc: Ren Tawil
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

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(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

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Ren Tawil
115-B Coral St
Santa Cruz, CA 95060

Rosemary Balsley

From: Cynthia Chase <cynthesis19@gmail.com>
Sent: Monday, May 13, 2019 3:17 PM
To: City Council
Subject: Library Subcommittee Support

Hello Mayor and councilmembers,

I am writing today to express my support for the item councilmembers Brown, Cummings and Meyers co-authored recommending a committee to review viable alternatives and opportunities for the Downtown Library project. There is a lot of wisdom in this recommendation in general but I am specifically offering my support for gaining a better, more thorough and accurate understanding of the project in the context of overall downtown needs. No project downtown should be considered in isolation. Every project must be considered in a context that recognizes the overall needs of the downtown as well as the needs of the broader community. This is especially true in regard to maximizing the creation of every single housing unit that's on or near transit and near centralized parking structures. Please support this recommendation.

Sincerely,

Cynthia Chase

Rosemary Balsley

From: Cliff Barney <cbarney@jeffnet.org>
Sent: Monday, May 13, 2019 3:08 PM
To: City Council
Subject: library

please drop the idea of a new library under a garage

use prop d money to fix the old downtown library

cliff barney
cbarney@jeffnet.org
408-458-0643

Sent from my iPhone

Rosemary Balsley

From: Pam Stearns <pclares@aol.com>
Sent: Monday, May 13, 2019 3:07 PM
To: City Council
Cc: Pam Stearns
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Pam Stearns
327 Harbor Dr
Santa Cruz, CA 95062

Rosemary Balsley

From: William Cook <cookconstr@cruzio.com>
Sent: Monday, May 13, 2019 3:06 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

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William Cook
801 Gharkey St
Santa Cruz, CA 95060

Rosemary Balsley

From: Elizabeth Sanoff <twinsuns@sbcglobal.net>
Sent: Monday, May 13, 2019 2:55 PM
To: City Council
Subject: Library mixed use!

No new library. Please Remodel and reuse our existing library. No new library, no parking structure attached to a library, no living quarters in the parking lot on top of a library. That's a crazy mixed up idea.

Sincerely,
Sunny Sanoff

Rosemary Balsley

From: Maika Halfwolf <maikahalfwolf@gmail.com>
Sent: Monday, May 13, 2019 2:50 PM
To: City Council
Subject: Build the NEW LIBRARY

Dear Council,

I thought this was already a DECIDED UPON ISSUE.

I support a new, better library, more affordable housing in downtown, a permanent farmers market location, and the consolidation of inefficient surface lots. Stop wasting our time and money.

BUILD THE NEW LIBRARY, one we can all be proud of.

Best,

Maika Hawthorne,
Retired

Rosemary Balsley

From: Mark Mesiti-Miller <mark@dm5.biz>
Sent: Monday, May 13, 2019 2:47 PM
To: City Council
Subject: Downtown Library Project - Subcommittee

Dear Mayor Watkins and City Council Members,

I support the formation of a downtown library subcommittee to review viable alternatives and opportunities; fully understand the library project in the context of our community's needs in the downtown area especially housing and, to provide further clarity on the project and how it fits in with the bigger picture of our community's needs both now and in the future. I strongly encourage you to adopt a triple bottom line analysis framework considering environmental, economic and equity factors when evaluating the project, it's alternatives and opportunities. A TBL analysis will allow us all to properly consider the impact of this decision.

To a better future,

Mark Mesiti-Miller, P.E.

36 year resident of the City of Santa Cruz

Two term Planning Commissioner

(831) 818-3660

Rosemary Balsley

From: John Aird <johnaird@earthlink.net>
Sent: Monday, May 13, 2019 2:43 PM
To: City Council
Subject: Re. Agenda Item #28 - Downtown Library Project

Dear Mayor and Council Members:

This letter is to strongly express my support for the recommendation to "put on hold the decision to proceed with a Downtown Library project (at this time)" and to convene a Council Subcommittee to "investigate alternatives" to it as currently conceived.

The library and indeed the Farmer's Market as well represent in many ways the heart and soul of Santa Cruz. Both are places where the community comes together and are vital parts of what makes Santa Cruz unique and treasured. They need to be considered as such in any future planning with the objective of keeping them as the distinctive, vibrant, and identifiable pillars that they are for our community.

Accordingly again, I urge you to support the recommendation to proceed with the approval of a Council Subcommittee with its work to be completed by no later than October 2019.

Sincerely yours,

John C, Aird
303 Highland Avenue
Santa Cruz, California

Rosemary Balsley

From: jaime garfield <jaimegarfield@gmail.com>
Sent: Monday, May 13, 2019 2:39 PM
To: City Council
Subject: Please...Restore and Revitalize the Downtown Library.

No library-in-a-garage project!

Make parking and housing separate developments. Do not use voter approved funds for library enhancement for other city needs.

Restore and revitalize the downtown branch.

Include the community: FOR REAL.

**Thank you,
Jaime Garfield**

Rosemary Balsley

From: Patricia Damron <patricia@coastroad.us>
Sent: Monday, May 13, 2019 2:33 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown. I like hearing that Siegman, now an independent consultant, presented the results that showed parking demand will remain flat over the next ten years---in spite of new development Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Patricia Damron
5510 Coast Road
Santa Cruz, CA 95060

Rosemary Balsley

From: Mitchell Goldstein <mitchell@designforhealth.com>
Sent: Monday, May 13, 2019 2:31 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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Mitchell Goldstein
250 Dufour St.
SANTA CRUZ, CA 95060

Rosemary Balsley

From: Jessica Cassidy <surfkittenblue@yahoo.com>
Sent: Monday, May 13, 2019 2:26 PM
To: City Council
Cc: Scott Renfrew
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Council members to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,
Jessica Cassidy
Resident of Santa Cruz and Mother of two

Rosemary Balsley

From: john markytan <jmarkytan@gmail.com>
Sent: Monday, May 13, 2019 4:22 PM
To: City Council
Subject: No Library in a garage/mixed use project

Please restore and improve the library at the existing location. I support the motion to put a hold on the garage plans while a good long look is taken to remodel and bring to code the current lovely library. This should not be considered a housing "opportunity" . I am a resident for 39 years. Thanks, John Markytan--Architect

Rosemary Balsley

From: Mark D. Lee <mdlee4125@gmail.com>
Sent: Monday, May 13, 2019 4:33 PM
To: City Council
Cc: Martin Bernal
Subject: Restore and Revitalize the Downtown Library with Your Vote Tomorrow Evening May 14th

Monday, May 13th, 2019 4:30 p.m.

From: Mark D. Lee - Urban & Facilities Planner & Voting Taxpayer
To: The City of Santa Cruz City Council Members and Mayor
Subject: Restore and Revitalize the Downtown Library

Dear City Council Members and Mayor of the City of Santa Cruz

Please Vote No to any sort of library-in-a-garage project at the Farmer's Market - Lot #4 site! tomorrow night. Please do the right thing and follow the public interest we all voted for originally as part of Measure S funding two years ago.

Instead, please take this facilities planner's advise; restore the taxpayer's confidence to allocate just enough of Measure S sales taxes revenues of \$23,000,000 dollars which you were guaranteed by us and obtain the additional \$1,253,370 totaling = \$26,253,370 (Alternative 'A' in the Noll & Tam Study) to restore the 44,000 s.f. Main Library at approx \$330/s.f. where it sits as part of Phase I. The way to implement this restoration plan of the existing downtown Main Library branch to a new 21st Century glory is to incrementally restore of the most outdated internal and external structural improvements of the library with a small team of carpenters, electricians and plumber's focused on remodeling in place. The misleading concept that the Main Library must be totally closed for a whole year is also ridiculous. Incremental remodeling can be done in place by while the Main Library remains open by sealing off and compartmentalizing well-planned remodeling construction projects sector by sector or room by room in the Main Library. When the Main Library stacks need to be moved they can be moved upstairs to the second floor empty rooms and any overflow across the street to storage rooms in the Civic Center temporarily and then return the book and publications collection to each stacked area of the Main Library as each sector is completed. Incremental renovation is the more prudent and the best path forward.

Phase II can begin after Phase I is completed by raising an additional \$12,276,000 million (at \$682/sf) to add a new Mezzanine 2nd-floor extension of 18,000 s.f cantilevered enclosed floor, merged from the 2nd floor, out and over the adjacent south facing city-owned parking lot next to the Main Library by 2025 (using a more realistic design from Alternative 'D' referred to in the Noll & Tam Study). The City Council and Mayor need to be creative and think outside the box and not waste this opportunity. Think of Measure S sales tax funds raising the first \$23,000,000 as the downpayment for Phase I to incrementally restore, renovate and modernize our wonderful Downtown Main Library at its historic site. What a wonderful Main Library site it is and is perfectly located in the City of Santa Cruz. We just need to modernize her design - but leave her on her existing site at Church and Center Streets. Total estimated costs of Phase I and Phase II could be completed over 3 years for \$38,529,370 saving the City I estimate \$23,470,630 dollars, by NOT building a new Library-Parking structure.

The existing historic Main Library site is a perfect location across the street from City Hall and Civic Center. Despite the alleged misleading messages by the County Library Director, was aimed to stir up emotional supported by using their 'engineered' technical assistance who in (my opinion) allegedly overestimated Alternatives A & D's contractual, labor, materials may be as much as 12% and 'soft' cost estimates (in my opinion) may be inflated as much as 16%, does not make sense to me. The Noll & Tam figures need to be checked more closely to drill down and get much better clarity and reasoning as reported to DLAC January 19th, 2018. Library Director handpicked DLAC members (who know nothing about actual Library construction costs and in my opinion, were bulldozed by political and emotional pressures from development interests, supported by the architectural technical report to make a preplanned recommendation to have the City Council vote to move forward and build a new Library at Lot #4 on Cedar Avenue. Lot #4 is the wrong place for new Library and most citizens and residences of Santa Cruz have coveted for years, their Farmer's Market location; a place for public gathering, which it should remain as.

We all know that the 5 level Parking Garage to house a new downtown Library on the existing Farmer's Market Commons is utterly ridiculous from a day to day functional standpoint; will induce increased traffic congestion, and is simply not needed. Combining a parking structure with a city library makes absolutely no sense; is uneconomic and environmentally shameful; will cost the future citizens and residences City of Santa Cruz nearly \$62 million dollars in debt service that is NOT NEEDED. Now that would be a shame and the citizens of Santa Cruz will be very very very upset, wasting all that excess expenditure estimated to be approximately \$23 million dollars could instead be allocated to build 166 affordable housing units (BUT not a 5 story garage-library). Please use your common sense as our economy gyrates economically, and think of the long term tax burden and community consequences in your deliberations tomorrow evening. Thank You

Best Regards,

Mark D. Lee, AA, BA, MURP, MBA
Land Use & Environmental Urban Planner
Facilities & Property Management

Rosemary Balsley

From: William Welsh <billwelsh@earthlink.net>
Sent: Monday, May 13, 2019 8:13 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

William Welsh
111 Bean Creek road Unit 104
Scotts Valley, CA 95066

Rosemary Balsley

From: David Rosen <davegeorgeros@yahoo.com>
Sent: Monday, May 13, 2019 8:03 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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David Rosen
CA 95060

Rosemary Balsley

From: David Go <davidgo@cruzio.com>
Sent: Monday, May 13, 2019 7:58 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

No library-in-a-garage project! Restore and revitalize the downtown branch.
(Especially with the current budget situation, how can the much more expensive and unnecessary Underground Garage Library proposal option even be considered?)

Thank you,
David

Rosemary Balsley

From: Irana Shepherd <ronishepherd@gmail.com>
Sent: Monday, May 13, 2019 7:29 PM
To: City Council
Subject: Restore and Revaitallized the Downtown Library

No library in garage project! Restore and Revaitallized the Downtown branch.

Roni Shepherd

Rosemary Balsley

From: lindseys <lindseys@mac.com>
Sent: Monday, May 13, 2019 7:17 PM
To: City Council
Subject: No to library move and parking structure.

Dear Council,

Please put an end to the well intentioned but fatally flawed proposal to put our Downtown library into a multilevel, multipurpose parking structure. And put an end to the idea of another multilevel parking structure. We live Downtown and never see the parking we have full. We voted to give money to the city to restore and refurbish the library we have, not to go off underfunded in a dozen other directions at once.

Thank you,

Robert and Helen Lindsey
Walnut Avenue

Rosemary Balsley

From: Natasha Fraley <n.fraley@gmail.com>
Sent: Monday, May 13, 2019 7:07 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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Sincerely,

Natasha Fraley
524 Bellevue
Santa Cruz, CA 95060

Rosemary Balsley

From: Elizabeth Cassen <elizabethdiana5@cs.com>
Sent: Monday, May 13, 2019 6:56 PM
To: City Council
Subject: PLEASE RESTORE AND REVITALIZE THE DOWNTOWN LIBRARY!

Please, no library in-a-garage project!

Restore and revitalize the downtown branch!

Thank you!!
Elizabeth Cassen

Rosemary Balsley

From: Elizabeth Cassen <elizabethdiana5@cs.com>
Sent: Monday, May 13, 2019 6:51 PM
To: City Council
Subject: PLEASE RESTORE AND REVITALIZE THE DOWNTOWN LIBRARY

Please, no library in-a-garage project!

Restore and revitalize the downtown branch!

Thank you!!

Rosemary Balsley

From: Stacy Nagel <stacy@looker.com>
Sent: Monday, May 13, 2019 6:18 PM
To: City Council
Subject: Mixed Use Library Parking Project

I'm Stacy Nagel, the Workplace Manager at Looker. I've spoken to the city council and planning commission previously about Looker's growth plans in Santa Cruz and I'm here today to express my support for the creation of a City Council Subcommittee to further review the work of the Downtown Library Advisory Committee (DLAC), and make a recommendation to the rest of Council in accordance with the timetable as outlined by voter-approved Measure S. The availability of parking for downtown employees is a major issue that I've discussed at previous city council meetings. At Looker we have a strong bike to work culture and many employees that walk to work. We also have employees who drive downtown from all parts of Santa Cruz County and around 40% of our employees drive into Santa Cruz from over the hill. These employees need a place to park. The current waitlist at the downtown garages for a monthly permit is over one year. Our employees know, whether they have a permit or not, that if they don't get downtown by 10:30am they simply can't park anywhere. After the 10:30 threshold, employees frequently spend 30 minutes searching for a spot only to give up and work from home. Some have decided they don't come downtown at all if they can't arrive before 10:30 and instead work from home that day. That means decreased productivity for Looker and lost revenue for downtown businesses. With the Kaiser clinic coming to downtown that can see 45 patients an hour for 13 hours a day we are in even more trouble. There is absolutely no way the current parking infrastructure can handle that increased load when it can't handle the current load.

As I've also shared in previous council meetings, Looker continues to expand rapidly in Santa Cruz. The employees we hire are highly paid with wages higher than the average Santa Cruz wages. These employees shop and spend money downtown every day. Looker has made a long term commitment to growth in Santa Cruz, growing locally from 20 to 350 employees in the last six years. We expect to hire 150 more in the next 12 months. Where are they going to park? Looker has been committed to Santa Cruz from the start; our CEO and founder live here. We spent over \$7 million building out the Rittenhouse building that sat empty for nearly 10 years. We shop local, cater our employee meal program locally, host events at venues all over Santa Cruz County, and we share our shop locally mentality with our employees. From the start we have committed to being in Santa Cruz, supporting Santa Cruz, and staying in Santa Cruz. Our hope is that we continue to grow in Santa Cruz and that the city infrastructure necessary to continue that growth also continues to develop. This new parking structure is a key element to allow Looker to continue to expand in Santa Cruz.

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Stacy Nagel | Senior Global Workplace Manager - Scout Leader Looker
(650) 796-2124
stacy@looker.com

Rosemary Balsley

From: John Kaster <me@johnkaster.com>
Sent: Monday, May 13, 2019 5:58 PM
To: City Council
Subject: Please proceed with the mixed use library plan

I was very disappointed to see the City Council rethinking the plans for the mixed use library for downtown Santa Cruz.

I support Option B: Mixed use construction of a new library.

Please reinstate the plan for the mixed use library to move our downtown forward and not be regressive NIMBYs when Santa Cruz needs to be progressive and build for the future.

Thank you very much.

John Kaster

20+ year Santa Cruz tax payer

From: Demjism <demjism@aol.com>
Sent: Monday, May 13, 2019 5:40 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

No library-in-a-garage project! Restore and revitalize the downtown branch.

A library in a garage? What are you thinking?!

Is THAT what we want to teach our kids? That libraries should be relegated to a GARAGE?

Enough with the wastefully, selfishly, tearing down of perfectly good buildings and putting up ugly concrete boxes instead.

Santa Cruz Council, you're better than that! Santa Cruz deserves better than that.

Be the benchmark for others to follow.

Restore and revitalize the existing downtown library.

**Santa Cruz native and 50 year resident,
Josephine Shemaria**

Rosemary Balsley

From: Judi <judiriva@hotmail.com>
Sent: Monday, May 13, 2019 5:20 PM
To: City Council
Subject: Agenda item re library

Dear Council Members:

I am glad you will be discussing how to proceed with the downtown library, a discussion that is overdue. However, I hope the library's fate can be decided BEFORE October, perhaps by late August. I suggest you keep things simple by concentrating purely on the library and how Measure S funds can accomplish most (perhaps not all) of the community's goals as determined by several surveys. **Please keep in mind that there was no mention in the bond measure to lead voters to think that our libraries would be relocated, reduced in size, or combined in mixed use projects.** It is a breach of trust to do so after the fact. (It is unfortunate that there was no requirement for a citizen oversight committee with Measure S, as with many other bond measures.)

Consultants Noll & Tam stated that the downtown library building was a good, solid building. Library Director Susan Nemitz stated before Council on 12/6/16 "I think remodeling the downtown library is a viable option. It's a decent building with decent bones." (You can watch the video.)

Not every project is appropriate for including housing. Would we put housing above a remodel of City Hall or the Civic Auditorium? Do yourselves a favor and keep it simple - either renovate the library with Measure S money to the best of the city's ability, or decide that the city is willing to commit to additional money and determine how that will be obtained (such as parking district money saved by not building a garage). Note that the other jurisdictions have added funding to supplement Measure S, and the Friends have raised several million dollars for the other branches. Such pie-in-the-sky speculation that a new library will magically add to the "vibrancy" of downtown can not be taken as fact. A revitalized library will, however, be a wonderful asset, and I look forward to moving ahead after the unfortunate 2-year (going on 3) detour caused by the ill-conceived library-in-a-garage idea that is extremely unpopular.

As for the inconvenience of closing the downtown branch during a renovation, that should not be a deciding factor. The city of Half Moon Bay built a new library recently and operated out of a temporary location with full hours, as no doubt many other libraries do. The cost was figured into Noll & Tam's estimates.

Thank you.

Judi Grunstra, Librarian

Rosemary Balsley

From: Knitsnpaints <knitsnpaints@gmail.com>
Sent: Monday, May 13, 2019 5:15 PM
To: City Council
Subject: Restore and Revitalize the DowntownLibrary Where It Is!!

Dear City Council,

I urge you to restore and revitalize the Downtown Library right where it is! We DO NOT need another parking garage and we need to keep the farmers market right where it is.

NO GARAGE/LIBRARY PROJECT! Save our downtown library in its current location!

Susan Martinez
95060

Rosemary Balsley

From: Celia Scott <twinks2@cruzio.com>
Sent: Monday, May 13, 2019 5:08 PM
To: City Council
Cc: Celia Scott
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Celia Scott
1520 Escalona Dr
Santa Cruz, CA 95060

Rosemary Balsley

From: Gail MichaelisOw <gailmow@gmail.com>
Sent: Monday, May 13, 2019 5:06 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who DO NOT support putting our downtown library in a parking garage.

I work downtown and eat downtown and watch many movies downtown. I rarely, if ever, have trouble parking. I use the downtown library on a weekly basis and would love to see it stay where it is with renovations to update it.

That is what I, and so many others, voted for when we passed the library bond. It would not have passed if you had been upfront about moving the library to a parking garage at that time.

Thank you for rethinking this issue, listening to the community and hopefully keeping the library where it is.

Thank you for all you do. Fondly, Gail Michaelis-Ow

Gail MichaelisOw
203 Highland Avenue
Santa Cruz, CA 95060

Rosemary Balsley

From: Judy Weaver <jbweaver@cruzio.com>
Sent: Monday, May 13, 2019 5:03 PM
To: City Council
Cc: Judy Weaver
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed if the existing garages are used more fully. Garages located further away from the city center could have lower parking rates, increasing their desirability, while the garages closer to the city center could have their rates increased. This action has helped other cities use their existing parking more efficiently.

(b) Parking funds can help renovate the Downtown Library. The Downtown Library building is valued in its current location by the community and Measure S Funds were voted on for its renovation and repair. More research is needed to provide costs and methods of renovation than have been provided to the community. The goal is to upgrade the Library to address more 21st Century needs but this doesn't require building an entire new library. I would like to see what can be accomplished toward this goal with the \$28 million already designated.

If funding beyond Measure S library funds are needed, additional funds can possibly come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons. The current location of the Farmers Market is ideal, valued and the site is larger than the alternate site proposed, with more access from the street.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

I have seen some mention of affordable housing mentioned in the garage/library proposal but the amount of suggested housing there is inadequate to make a real difference.

Thank you for your consideration. I appreciate your consideration of this proposal more thoroughly.

Judy Weaver
202 Taylor St
Santa Cruz, CA 95060

Rosemary Balsley

From: lisa ekström <ekstromdesign@gmail.com>
Sent: Monday, May 13, 2019 5:02 PM
To: City Council
Subject: Let's Restore and Revitalize the Downtown Library

Dear Mayor Watkins and City Council Members,

I'm writing in support of the recommended motion from Vice Mayor Justin Cummings, Councilmember Donna Meyers, and Councilmember Sandy Brown.

I want to see the Downtown branch of our Library get the restoration and revitalization it needs, and see it become the 21st century library it can be, making best use of the funds we can bring to it, including the Measure S funds.

I'm excited about what we can do to update and improve our Library's Downtown branch, especially without needing to build a new parking garage downtown. I think the whole downtown and community will meaningfully benefit.

Thank you very much,
Lisa Ekström

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L I S A E K S T R Ö M
art & design | illustration | lettering

phone: [+1 510 332 8288](tel:+15103328288)
www.ekstromdesign.com

Rosemary Balsley

From: Toby Paige <tobypaige@gmail.com>
Sent: Monday, May 13, 2019 5:01 PM
To: City Council
Subject: Restore and Revitalize the Downtown Library

Hello,
Please do not proceed with the library-in-a-garage project.

Instead, restore and revitalize the downtown branch.

Thank You,
Tobias Paige

Rosemary Balsley

From: Joel Steinberg <jfbergs@sbcglobal.net>
Sent: Monday, May 13, 2019 4:41 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Joel Steinberg
West side
Santa Cruz, CA 95060

Rosemary Balsley

From: Richard Marlais <rmarlais@yahoo.com>
Sent: Monday, May 13, 2019 4:38 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Richard Marlais
141 San Jose Ave
Santa Cruz, CA 95060

Rosemary Balsley

From: Marianne Mastopietro <vintage51@cruzio.com>
Sent: Monday, May 13, 2019 4:34 PM
To: City Council
Subject: Restore and Revitalize Downtown Library

Please no library-in-a-garage project! Restore and revitalize the downtown branch.

Thank you,
Marianne Mastopietro

Rosemary Balsley

From: Gregory Ortiz <sistersofgregory@yahoo.com>
Sent: Monday, May 13, 2019 8:19 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Gregory Ortiz
211 B caledonia st
Santa Cruz, CA 95062

Rosemary Balsley

From: Mary <mhaber4@hotmail.com>
Sent: Tuesday, May 14, 2019 8:15 AM
To: City Council
Subject: Revitalizing the downtown library

Dear City Council Members,

As you tally the influx of emails today concerning the library issue, please take a moment to reflect on the **intent** of Measure S at the time it was presented to the voters of Santa Cruz County. Regardless of the inclusion of the word "reconstruction," or something along that line, the message was asking the voters to pass a bond to finance the deferred maintenance for the downtown branch, not to tear down the present library and build a new one on the ground floor of a parking structure. If that idea had been floated at the time, I seriously doubt the measure would have passed.

The argument that closure of the main branch for remodeling purposes does not equate to tearing down a 52+ year-old building. Most of the buildings in town are well over the half century mark (many a century old). Yes, remodeling is over-due, so let's get started! Keeping our civic center alive and evolved is our mandate....that's why Measure S passed!

Speaking of keeping history alive, could we hear a bit more about the "lynchings" on the Water Street bridge before sensationalizing an event that is bound to stir up things in our lively town? I checked in the past records of the 1870's Sentinel News, and there was a mention of 3 lynchings in Watsonville, but none on the Water Street bridge. It was not unusual to hang prisoners condemned to death for a crime in those days, but surely we can find more uplifting events to memorialize with a plaque.

Thank you all for working so diligently to keep our town special.

Mary McGranahan

Sent from [Outlook](#)



Virus-free. www.avast.com

Rosemary Balsley

From: Debbie Gould <dbg8664@gmail.com>
Sent: Tuesday, May 14, 2019 7:17 AM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 14, 2019

Dear Councilmembers:

I wholeheartedly support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Please do the right thing!

Sincerely,

Debbie Gould
95062

Rosemary Balsley

From: Anna Mahal <eandamahal@gmail.com>
Sent: Tuesday, May 14, 2019 7:15 AM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 14, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Anna Mahal
509 Mainberry Drive
Madera, CA 93637

Rosemary Balsley

From: Carrie <clp1us@yahoo.com>
Sent: Tuesday, May 14, 2019 6:30 AM
To: City Council
Cc: Carrie Patrick
Subject: Restore and Revitalize the Downtown Library

Members of the Santa Cruz City Council,

Please, No library-in-a-garage project! Restore and revitalize the downtown branch.

Santa Cruz use to be proud of it's history. Please restore and take care of our history and downtown library branch. The residents of Santa Cruz (and our visitors) love our downtown farmers market and antique faire where they are now and how they are run.

Regards, Carrie Patrick

149 Woodcrest Pl
Santa Cruz, CA
95065

Rosemary Balsley

From: dic@got.net
Sent: Tuesday, May 14, 2019 5:01 AM
To: City Council
Subject: We DO NOT NEED A NEW PARKING STRUCTURE DOWNTOWN

Dear City Councillors,

I am a 40-year resident of the City of Santa Cruz and have volunteered my services to the City because I love it here (including 8 years on the Planning Commission and Zoning Board).

We do not need a new parking structure downtown; we do not fully use the ones we have. My office was downtown for many years, and I have never had trouble parking downtown.

In fact, I make a point of doing all my shopping downtown because the city has been so good at providing electric vehicle parking and charging downtown.

We do need to keep the beautiful trees and the openness of the current parking lot where the Farmers' Market sets up. It is an highlight of the week.

Thanks in advance for establishing a subcommittee to explore alternatives to the current garage-library plan.

Expanding auto infrastructure literally paves the way for increased vehicle miles traveled and greenhouse gases.

The City parking census at the peak hour of the peak week of 2018 shows 29% vacant parking spaces.

Parking expert Patrick Siegman's analysis of Downtown parking concludes that parking demand in ten years will remain flat in spite of new development Downtown.

I believe a renovated and expanded library at its current site is in the best interest of the community, and is very doable. Skilled architecture firms nationwide would love to take on the challenge.

The recent restoration of a bank building on River Street (now Santa Cruz County Bank's headquarters) cost only \$2M, and revitalized a long-closed Wells Fargo site. The structure was of a similar era as the library (1960s), which is very adaptable to modern aesthetics.

When voters (myself included) voted for the library bond, we fully expected a renovation at the existing site, not a new facility complete enveloped in a parking garage.

I envision:

- Relocating any system administrative offices to a more central County location – perhaps in leased space.
- Going up through the roof of the current building by one or

two floors, lots of floor to ceiling glass on the addition.

- Updates to the 1960s mid-century aesthetic...an important era in Santa Cruz development (UCSC, County Admin Center, Cabrillo College)

Parking revenue can be used to bridge the gap between the Library's funds and its desired budget for full on-site renovation.

Sincerely,
Richard R. Rahders

Rosemary Balsley

From: Scott <barefootinbablon@yahoo.com>
Sent: Tuesday, May 14, 2019 1:07 AM
To: City Council
Subject: Downtown Library Project

City Council Members ,

Please don't repeat the mistake made when the Carnegie library was demolished instead of restored and added on to ,
Do Not put the Library in a unneeded Parking Garage .
the Farmers Market is in the Best possible spot , which could be enhanced as a public commons
there is no need for additional parking downtown and the need will decline over time (in less time than a 30 year Bond)
there is absolutely no linkage to a parking structure project and an affordable housing project (this is spaghetti testing)

Good Day ,
Scott Graham

[Carnegie Libraries of California - Santa Cruz/Main, California](#)

**Carnegie Libraries of California - Santa
Cruz/Main, California**

Rosemary Balsley

From: Sally Gwin Satterlee <sallygwinsatterlee@gmail.com>
Sent: Monday, May 13, 2019 10:42 PM
To: City Council
Cc: Sally Gwin Satterlee
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Sally Gwin Satterlee
1885 Nugget Drive
Felton, CA 95018

Rosemary Balsley

From: Tom Fordham <zxvywu@hotmail.com>
Sent: Monday, May 13, 2019 10:06 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

We don't need and I don't want another parking garage downtown.

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Sincerely,

Tom Fordham
123 Bixby St. Apt.3
Santa Cruz, CA 95060

Rosemary Balsley

From: Micah Posner <micahposner@cruzio.com>
Sent: Monday, May 13, 2019 9:58 PM
To: City Council
Subject: support for the library alternatives sub committee

Dear City Councilmembers,

I support the proposal to take a pause on the library/ parking garage proposal and flush out other alternatives that would work for the library. I think it is a good first step in supporting the library while we continue our passionate conversation about automobile parking and the Farmer's Market. I appreciate that the Council does not want our library to be endangered due to a community disagreement about a different subject (one that would have 5 stories and cost 45 million dollars).

In addition to sharing whatever opinions you have on the subject, I hope that you will support the recommendation.

Micah Posner

Rosemary Balsley

From: David Laughlin <dlaughlin@ebold.com>
Sent: Monday, May 13, 2019 9:57 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

David Laughlin
1614 King Street
Santa Cruz, CA 95060

Rosemary Balsley

From: Marie Beaugureau <cmariebeau@gmail.com>
Sent: Monday, May 13, 2019 9:42 PM
To: City Council
Subject: Downtown library project - don't delay!

Dear City Councilmembers,

I was distressed to hear today that the plans for the new, mixed-use library project (Plan B of the four library plan options) in downtown SC may be delayed.

As an SC resident, SCPL patron, and someone who works in downtown Santa Cruz, I see on a daily basis that a new library is sorely needed. Whatsmore, a parking garage and other mixed-use facilities would not only be essential from a practical perspective, but would enliven and benefit the surrounding area greatly.

I love the idea of a facility that provides not just the libraries but other spaces and facilities the community members can use, like a gym, housing, etc. I strongly support option B.

A common topic of conversation among my neighbors and colleagues is frustration at the length of time it takes to approve renovation and new developments in Santa Cruz. Please don't delay and move forward with this plan!

Thank you,
Marie Beaugureau

Rosemary Balsley

From: Susan Martinez <Knitknews@gmail.com>
Sent: Monday, May 13, 2019 9:03 PM
To: City Council
Cc: Susan Martinez
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

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In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

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Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Susan Martinez
1517 Delaware Ave.
Santa Cruz, CA 95060

Rosemary Balsley

From: pamela pantell <pantellpamela@gmail.com>
Sent: Monday, May 13, 2019 8:50 PM
To: City Council
Subject: Please restore and revitalize our downtown library and do not consider thee

library in the parking garage project.

John, Pamela and April Pantell

Rosemary Balsley

From: Alice Lopez <Enna.lopez@yahoo.com>
Sent: Monday, May 13, 2019 8:32 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

(d) Use parking funds to build affordable housing.

Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Alice Lopez
142 Merced Ave
Santa Cruz, CA 95060

Rosemary Balsley

From: Andrew Carman <rokamon@baymoon.com>
Sent: Monday, May 13, 2019 8:30 PM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 13, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed. It is essential that we rapidly move to replace our reliance on automobiles, that are helping drive climate catastrophe.

(b) Parking funds can help renovate the Downtown Library.

If funding beyond Measure S library funds are needed, additional funds can come from parking revenue.

(c) Offer the Farmers Market permanence at its current location.

In addition, hire a consultant to facilitate a process to design the space as a Town Commons.

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Andrew Carman
231 Sunset Ave
Santa Cruz, CA 95060

Rosemary Balsley

From: Deborah Hayes <ivywell@me.com>
Sent: Tuesday, May 14, 2019 9:33 AM
To: City Council
Cc: Deborah Hayes
Subject: Win-Win for Farmers Market AND Library

May 14, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

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Deborah Hayes
612 Frederick St.
Santa Cruz, CA 95062

Rosemary Balsley

From: Sara C <saritanube@hotmail.com>
Sent: Tuesday, May 14, 2019 10:24 AM
To: City Council
Subject: Restore and Revitalize the Downtown Library

No library-in-a-garage project! Restore and revitalize the downtown branch.

With all the conversation around climate change going on now, I thought this would be simple to see--we don't need more cars downtown and especially not in relationship to the library that is appreciated so much just where it is.

Sara Cloud
82 Blackburn St. #213
Santa Cruz 95060



Virus-free. www.avg.com

Rosemary Balsley

From: Michael Gilden <msg522000@yahoo.com>
Sent: Tuesday, May 14, 2019 9:42 AM
To: City Council
Subject: Win-Win for Farmers Market AND Library

May 14, 2019

Dear Councilmembers:

Please add my name to those who support the "win-win" strategies listed below. They will result in a WIN for the Farmers Market, a WIN for the Library and a WIN for Affordable Housing Downtown.

(a) No new parking garage where the Farmers Market meets downtown.

Parking consultant Patrick Siegman studied downtown parking and reported that in spite of anticipated development downtown, no new garage is needed.

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Not building the garage will save the City's parking fund \$87 million over a 30-year period. Parking revenue can be used to leverage state and federal funding for housing that is truly affordable to workers downtown. Possible locations include the Calvary Church parking lot, city parking lots on Front Street and city properties adjacent to the METRO Center.

Michael Gilden
Santa Cruz, CA 95060

Rosemary Balsley

From: Katie Camacho <katie.m.camacho@gmail.com>
Sent: Tuesday, May 14, 2019 10:44 AM
To: City Council
Subject: Approval of the Mixed Use Library Project

Dear City of Santa Cruz,

I find it quite concerning that you all are discussing pulling the mixed use library project. I am a mom of two elementary children. One of our favorite things to do is come downtown on the weekend, go to the library and then have lunch at a local business. Revitalizing our current library would mean the closure of it for up to 18 months, which is an incredible amount of time for both children and downtown businesses to lose that foot traffic.

I also work downtown and parking is a nightmare. Having more parking spaces available means that I could actually start inviting family and friends to come have lunch or coffee with me on weekdays. I don't offer it now as parking is not convenient making it extremely difficult to plan especially for senior citizens.

Finally, we need more housing. Period. This should not even be debatable. I've seen and heard of more people than I can count that are born and raised in Santa Cruz and cannot find an affordable or often an expensive place to live in their neighborhoods. This is not something to be ignored and talk of not building more housing is absurd.

Please move forward with the mixed use library project. It is so important for the health of downtown now and to continue to create a positive thriving community for the next generation.

Katie

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.....
Katie Camacho
Ph: 831-402-2849
Email: Katie.M.Camacho@gmail.com

Rosemary Balsley

From: Joe <joe@atlantisfantasyworld.com>
Sent: Tuesday, May 14, 2019 11:15 AM
To: City Council
Subject: Support for Library Subcommittee

Dear Council. I am writing in support of forming a subcommittee that will re-engage the Downtown Library Project and study all related issues. I am also willing to participate in the study.

Joe Ferrara

Atantis Fantasyworld

Two Time Past President of the Downtown Association

Served One term on the Downtown Commission

Rosemary Balsley

From: Elise Granata <elisegranata@gmail.com>
Sent: Tuesday, May 14, 2019 12:43 PM
To: City Council
Subject: Downtown Library Project

Hello Councilmembers Krohn, Glover, Meyers, Watkins, Cummings, Mathews, and Brown. My name is Elise Granata and I am a 27-year-old woman renting Downtown and working at the MAH for over six years.

I also spent six months in 2018 serving on the Downtown Library Advisory Committee (DLAC) whose goal was to provide a recommendation for the Downtown Library branch. When I heard that this project is still put on hold and being debated tonight, I was disappointed. What does this debate say about the hours of public service, debate, and engagement conducted by DLAC and the larger Santa Cruz County community?

If you do choose to convene the subcommittee, I ask you not to ignore the work completed by DLAC in 2018.

When I began serving on DLAC, I was certain I'd advocate for a remodel or rebuild on the existing site. Why? To be honest, I wasn't informed about the real cost associated with either of those options. After many combined hours of public comment in person and through email, I'd say that the same goes for opponents of the mixed use option.

Anyone who sees the enormous costs associated with the library remodel or rebuild and thinks taxpayer money from Measure S is better spent here is an irresponsible citizen.

Through our work on the committee, I found myself being surprised again and again by the thorough work of Noll & Tam, the intimate knowledge of the building from library staff, and illuminating factoids about parking from various city representatives. They transformed my perspective on this issue because I care about our community. I care about a vibrant downtown. I care that our town has a library we can be proud of.

Tonight, I hope you vote with this in mind too.

All my best,
Elise

Rosemary Balsley

From: T. Edward Webster <joebesilent9@gmail.com>
Sent: Tuesday, May 14, 2019 1:20 PM
To: City Council
Subject: Support the Library and Housing Downtown!

Dear Mayor and City Council,

Please do not act without proper process and kill a project that has tremendous community support from both schools and teachers, and downtown business owners. Please appoint a sub-committee of Councilmembers to review the materials that have already been produced as part of a robust community process already.

A new library is both better for those using it, but also cheaper and does not take our main branch out of circulation. The demand for parking in downtown has never been higher with 1200 people on a waiting list for permits, more than 200 spaces soon to be repurposed, over 600 new units of rental housing either being constructed or planned, and a new Kaiser clinic that expects to see 40+ people an hour. The link between housing and parking is undeniable, with more project resources spent on parking, the fewer housing units will get built. If you support affordable housing then you support parking consolidation, it's that simple. Lastly, the farmers market will remain in downtown, and they support having a permanent home on Front and Cathcart.

Sincerely,

Edward Webster

From: Bob Cagle <bob@productops.com>
Sent: Tuesday, May 14, 2019 3:24 PM
To: City Council
Subject: Support of the Mixed Use Library Project

Dear Mayor Watkins and esteemed City Council members:

I am writing both as a long-time Santa Cruz resident and a downtown employer to express my support for the proposed downtown library project. By consolidating parking, this project would provide room for much-needed downtown housing development. By providing a modern library facility, it would give residents new resources for entertainment, education, community gathering, and civic engagement. By situating the new library in a multi-use building, Santa Cruz would demonstrate new, efficient land uses.

So I am deeply disappointed to learn that the council is now wavering on these long-decided plans. A small but vocal minority is presenting themselves as a groundswell of opposition in order to undermine this sensible, practical project. Their concerns do not hold up under close examination.

1) Our Parking Shortage Is Real, and the Library Project Will Provide Relief

Perhaps the loudest objection to this project is that Santa Cruz has no parking problems that can't be solved by ridesharing and self-driving taxis. These objections rely on a 2018 parking study (using 2015 statistics) that showed "only" 71% parking occupancy on average during peak hours.

But parking is about more than the total number of spaces. Location matters too. Our parking shortages are not "on average"; they are in the heart of downtown where the library project is planned—areas which this same study shows are **well over 85%–90% parking occupancy during peak hours**. It only takes a drive around town at 1 p.m. on any given Wednesday to see the problem firsthand.

2) Planned Projects Will Contribute to Parking Shortages and Traffic Congestion

Current downtown plans complicate things even further. We are already slated to lose 200 spaces to impending development. Meanwhile, the zoning commission approves exceptions that would further increase demand, like the proposed Kaiser clinic that anticipates serving **over 10,000 patients a month**—45 patients an hour, every hour, plus staff, in an area that already experiences over 70% parking occupancy during peak hours and closer to 90% where the clinic will exist. **To approve projects like the Kaiser clinic while killing the library project that would supply parking for it seems counterproductive, to say the least.**

3) Projecting Flat Parking Demand Ignores the Reality of How People Live and Work

Transportation extremists seem to imagine that killing parking projects will magically reduce driving in Santa Cruz. They're half right: it will magically reduce employment when retail establishments and downtown businesses are unable to provide parking for their employees and customers.

I understand and share the desire to address the problems caused by traffic congestion, fossil fuels, and smog, but we expect our city council to have a more realistic understanding of modern life. **Parking is not optional** for people who commute over the hill to spend their time, talent, and money in our city. Many of our employees already use alternative transportation, **but alternative transportation is not practical for everyone**—parents managing childcare pickups, for example—and it never will be. Ridesharing will never be viable for all users, and we cannot plan our downtown around unrealized, unproven self-driving technology. Biking and walking are

not practical for all downtown residents and workers, let alone all weather conditions. In short, **cars are not going away any time soon.**

In a community that values freedom and individualism, it's idealistic, silly, and disrespectful to insist everyone should conform to our way of thinking and just take the bus. We trust that people will seek out environmentally responsible transportation choices whenever and wherever possible, including environmentally responsible individual cars. **We need more than sufficient parking downtown; we need ample parking, so it's available when and where people need it.** The library project we have already approved is part of that realistic, forward-thinking approach.

4) Sustainable Development Requires Some Changes Downtown

Beyond the philosophical objections to a parking garage, those who want to dismantle our library project seem simply to want the existing library to remain where it is. And the farmers' market to remain where it is. And ... everything, apparently, to remain where it is. **But downtown is already changing; the only question is whether we will control and manage those changes.** Consolidating parking where it's most needed will allow new housing development and retail space that will provide the thriving downtown community we all want.

It makes no sense to throttle development that will allow new housing development while complaining about homelessness. It makes no sense to allow new business occupants that will increase traffic by thousands of visitors a week while complaining about traffic. It makes no sense to try to absorb thousands more residents a year from the university while assuming nothing about the downtown landscape will change.

We need real solutions: homes and jobs for the homeless, responsible development that absorbs rational growth, efficient land use that encourages lower rents. **A sustainable community cannot be a stagnant community,** and the library project is part of a sustainable future for Santa Cruz.

5) Most Santa Cruz Residents and Employers Support the Library Project

Our community is at a crossroads. A vocal minority with the time and energy for marathon council meetings may deluge you with objections to any change, but you are responsible to the entire city, not just its loudest elements. You are responsible for the Santa Cruz of tomorrow, not of yesterday.

Have you visited with the upstairs companies recently? Have you spoken with their employees? Our voices and our concerns matter too, and the people trying to stall this project do not represent us. I believe they do not represent the broader population either; **everyone I know supports this project.**

I urge you to resist this new drive and continue with the library project as planned. **At a minimum, do not abandon process in your haste to appease a vocal few.** A time-limited subcommittee can review the project in context of Santa Cruz's downtown plan in just a few months, given the wealth of information already available. I'm confident they would reaffirm the previous support for this project.

No matter what we do, our future will not look like our past. It cannot. It's time for us to take control and embrace 21st century solutions for the entire community. Your job requires wisdom, leadership, and vision. Santa Cruz took a thoughtful step toward a sustainable future by approving the library project. I hope you will continue in this stewardship mindset and embrace efficient, sensible development for our city.

Sincerely,

Bob Cagle
CEO, productOps

Rosemary Balsley

From: Doug Erickson <derickson@santacruzworks.org>
Sent: Tuesday, May 14, 2019 4:03 PM
To: City Council
Subject: Support for the Library Mixed Use Use Project

Dear Mayor Watkins and esteemed City Council members:

As Executive Director of Santa Cruz Works, I represent a 5,000 member organization in Santa Cruz supporting entrepreneurship and local businesses. Santa Cruz Works would like to express our support for the creation of a City Council subcommittee to further review and expand the opportunities enabled by the approved Library Mixed Use Project. In particular, we support the exploration of affordable housing as it greatly impacts the ability for entry level workers to live and work in this great community. The median income of employees at local successful companies in Santa Cruz such as Looker, ProductOps, and Amazon is only \$80k (Glassdoor / 2019), which is only slightly above the median household income for Santa Cruz County at \$74k (Monterey Bay Economic Partnership / 2017). Renters are spending 62% of their income on housing. Home owners are spending 42% of they income on mortgages. If our community is to thrive, we need more solutions for affordable housing. Please support the creation of a subcommittee to explore the full range of opportunities for the Library Mixed Use Project.

Thank you,
Doug Erickson / Executive Director
Santa Cruz Works
M: 408.439-0012

Good Afternoon. I'm Sandra Nichols, a trustee on the Santa Cruz County Board of Education, President of the People's Democratic Club of Santa Cruz County and a grandmother of 2 local preschool-age children. I'm here to speak as an individual on the issue of the downtown library location.

In 1970 I moved to Santa Cruz county and got a library card. I carry that card today as a reminder of the priority reading has in my life. It's a paper card with my name typed onto it, surely a relic by now. I am a constant user of the downtown library to which I often walk.

I voted for the library bond and support the project put to voters as a substantial remodel to the existing building across the street from city hall. The building has a plaque stating that it is one of the Carnegie libraries. I did not vote for our bond money to be mingled with other money to enable the city to build a multi-story parking-garage and to put the library into the parking garage's bottom floors.

The proposal to move the library has become a big, fat, bait-and-switch. It takes advantage of the goodwill the people have towards their downtown library, and their support for a substantial remodel project and switches it into a ill-conceived plan that puts cars above readers.

Now I know you must have seen some spectacular libraries that other communities have built in recent years. And I think you imagine that ours will be spectacular too. The Watsonville library is on Main St. and the parking garage that was built in conjunction with that project cannot even be seen when you enter the library. It is hidden in the back - a good spot for a parking garage.

Some of you stated in your campaigns that you oppose the downtown parking garage/library combination. Please don't become part of this bait-and-switch.

Meeting Type
Holiday
Regular Meeting
Special Meeting
Study Session (will be added as scheduled)
Budget Hearing

City Council Meeting Calendar for 2019

DATE	Time	Location	Meeting Type
May 27	City Hall Closure - Memorial Day		
May 28	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
June 11	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
June 18	8:30 a.m.	TBD	Council Strategic Planning Retreat
June 25	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
July 4	City Hall Closure - Independence Day		
July 9 and 23 Meetings Cancelled - CITY COUNCIL DARK			
August 13	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
August 27	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
September 2	City Hall Closure - Labor Day		
September 10	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
September 24	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
September 29	Rosh Hashanah (City observed - beginning at sundown)		
September 30	Rosh Hashanah (first day)		
October 8	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m. (no 7pm)	Council Chambers	Council/Agency Regular Meeting - Open to the Public
October 8	Yom Kippur (City observed - beginning at sundown)		
October 9	Yom Kippur (first day)		
October 22	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
November 11	City Hall Closure - Veteran's Day (observed)		
November 12	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
November 26	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
November 28	City Hall Closure - Thanksgiving Day		
November 29	City Hall Closure - Day After Thanksgiving Day		
December 10	1:30 p.m.	Courtyard Conf. Room	Closed Litigation Session - Closed to the Public
	2:30 p.m./7:00 p.m.	Council Chambers	Council/Agency Regular Meeting - Open to the Public
December 22	Hanukkah (City observed - beginning at sundown)		
December 23	Hanukkah (first day)		
December 25	City Hall Closure - Christmas Day		



CITY COUNCIL AGENDA REPORT

DATE: April 22, 2019

AGENDA OF: March 14, 2019

DEPARTMENT: Public Works

SUBJECT: User Charges for Wastewater Services – Proposed Five-Year Increase (PW)

RECOMMENDATION: Resolution revising wastewater user charges and rescinding Resolution No. NS-28,756.

BACKGROUND: The City’s Wastewater Enterprise Fund exclusively funds all operations, maintenance and construction needed to properly operate the wastewater system. That system includes 160 miles of pipelines within the City, 21 pump stations, a state certified testing laboratory, and a regional Wastewater Treatment Facility (WWTF) that treats ten million gallons of wastewater each day. The regional facility treats all water used indoors in the City of Santa Cruz (including the University), Live Oak, Capitola, Soquel and Aptos. Approximately one half of the wastewater flow is conveyed to the treatment facility by the Santa Cruz County Sanitation District (SCCSD) from Live Oak, Capitola, Soquel and Aptos. The SCCSD pays their share of the cost incurred at the WWTF and maintains its own collection system that traverses the City to the WWTP.

DISCUSSION: On February 26, 2019, the City Council set the public hearing and approved the notice with the proposed rates, as required by State Proposition 218. Over 16,000 notices (attached) were mailed in early March 2019, thereby complying with Proposition 218’s 45-day noticing requirement. As of April 30, 2019 the City has received 11 emails concerning the proposed rates. Seven (7) of these emails protested the rate increase and four had questions or comments.

The WWTF has been recognized several times for its exceptional operations and regulatory compliance. In 2013 the WWTF was named “Best in State Plant of the Year” and in 2017 received second place for the same honor. Public Works staff has evaluated the costs and rate increases necessary to maintain this critical quality of life service to the local community and continue to ensure a high level of environmental and regulatory compliance.

There are two cost components to the wastewater system: operating and capital expenditures. The current annual operational cost for wastewater treatment and the collection system is approximately \$20 million. The cost continues to increase from inflation, cost of living and

regulatory requirements. The proposed rate increases assumes a cost increase of 3% per year in the operating component, to approximately \$23 million in FY 2024, and is consistent with past budget data. Capital expenditures, to modernize and replace existing equipment, structures, pump stations and pipelines, are necessary to maintain these components in suitable working condition. Currently the City spends approximately \$3.5 million annually on wastewater treatment and collection system capital projects. Approximately \$1.5 million is allocated to the collection system and \$2 million is allocated to the treatment facility.

To ensure continued excellence and environmental compliance, Kennedy/Jenks Consultants was engaged to complete the Wastewater Treatment Facility Infrastructure and Major Equipment Study in 2018 (available for review in the Public Work's office). The first phase of the report confirms that the WWTF and Engineering staff have followed proactive maintenance strategies and have maintained the facility in excellent working order. The second phase is ongoing and will provide a priority list of critical projects to inform staff on the development of future Capital Investment Program projects.

The need and cost to replace equipment has increased significantly, as much of the treatment facility equipment was put into service between 1988 and 1998. It has been operating 24 hours a day, 7 days a week, for 20 to 30 years. Given the age of many of the facilities components, the study concludes that during the next 5 years the City must increase its capital investment at the WWTF from the current \$2 million per year to \$4 to \$6 million per year. This will result in increased capital expenditures at the WWTF of \$2 to \$4 million. The collection system, solely the responsibility of the City, is adequately funded at \$1.5 million.

In summary the proposed rate increase provides for:

- Increased operating expenses of 3% each year.
- Increased annual capital expenditures of \$4 to \$6 million per year at the WWTF.
- Continuation of \$1.5 million of capital improvements to the wastewater collection system each year.

The first three years of the proposed increases are 7% per year and the fourth and fifth year increases at 6%. The proposed monthly rate increases for classifications with the most users are shown in the following table. The increases for commercial users are for an average user in each classification.

Proposed Monthly Increase

User Type	Users	Current Monthly Rate	Proposed increase in monthly fees				
			July 2019	July 2020	July 2021	July 2022	July 2023
Single Family	10,000	\$47.20	\$3.30	\$3.50	\$3.80	\$3.50	\$3.70
Multi-Family	8,000	\$38.60	\$2.70	\$2.90	\$3.10	\$2.80	\$3.00
Low Sewage Producer	4,000	\$27.80	\$1.90	\$2.10	\$2.20	\$2.00	\$2.20
Low Strength Business (Avg.)*	1,000	\$101.00	\$6.50	\$7.00	\$7.50	\$8.00	\$8.50
Medium Strength Business (Avg.)**	200	\$229.00	\$16.00	\$17.00	\$18.50	\$19.50	\$20.50
Hotel/Motels (Avg.)	80	\$376.00	\$26.00	\$28.00	\$30.00	\$32.00	\$34.00
High Strength Business (Avg.)***	140	\$524.00	\$36.50	\$39.00	\$42.00	\$44.50	\$47.00

* Typical Low Strength Businesses are offices and retail stores.

** Typical Medium Strength Businesses are bakeries, coffee shops and sandwich shops

*** Typical High Strength Businesses are restaurants

Starting in 2000, the rate schedule has included a rate for “low water users” who are most probably low sewage producers. The new rate schedule reflects this and the classification is now titled “Low Sewage Producer”. Residential users are charged based on the average sewage generated in their residential classification. Users that qualify for the Low Sewage Generator classification receive a monthly rate that is approximately 30% or 40% less than the multi- or single-family rates, respectively. To qualify as a Low Sewage Producer, the residential customer must have used an average of 225 cubic feet or less of potable water during the previous four of the five winter months (December-April), with the highest use month deleted from the average. This is equivalent to approximately 50 gallons per day of use per housing unit. Approximately 4,000 residences currently qualify as “Low Sewage Producer”. City staff recalculate all residential customers’ winter water use in May to determine which customers receive this rate. The rate is then automatically applied to the customer for one year.

The table below shows the cumulative effect of the rate increase to residential users:

Proposed Residential Monthly Rates

User Type	Current Monthly Fee	Month and Year new fees will appear on bills				
		July 2019	July 2020	July 2021	July 2022	July 2023
Single Family	\$47.20	\$50.50	\$54.00	\$57.80	\$61.30	\$65.00
Multi-Family	\$38.60	\$41.30	\$44.20	\$47.30	\$50.10	\$53.10
Low Sewage Producer	\$27.80	\$29.70	\$31.80	\$34.00	\$36.00	\$38.20

The following table demonstrates that the City's proposed fees compare favorably with the Santa Cruz County Sanitation District's (SCCSD) fees that are scheduled to be adopted on May 2, 2019.

City – SCCD Fee Comparison

User Type	City Proposed Fee (2019)	City Proposed Fee (2023)	SCCSD Proposed Fee (2019)
Single Family	\$50.50	\$65.00	\$68.68
Multi-Family	\$41.30	\$53.10	\$59.40
Low Sewage Generator	\$29.70	\$38.20	\$59.40 or \$68.68
High Strength User (Average 55 CCF/month)***	\$560.00	\$730.00	\$680.00
Low Strength User (Average 20 CCF/month)*	\$108.00	\$140.00	\$205.00

The proposed written notice (attached) includes the proposed rates for all users for all years as required by Proposition 218. If adopted the new rates would appear on customer bills on July 1, 2019.

FISCAL IMPACT: The adopted FY 2019 budget of over \$30 million indicates that annual Wastewater Fund expenses are expected to exceed annual revenues by over \$10 million this year. The remaining fund balance would be less than \$6 million at the end of the current fiscal year. The appropriate reserve fund balance for a critical operation like the Wastewater Fund should be equal to six months of operating expenses, including any debt service. The operations budget is approximately \$20 and therefore the recommended reserve fund balance for the Wastewater Fund is approximately \$10 million.

The last rate increase was implemented in July 1, 2017. Without the proposed rate increase the fund balance would be perilously low within two years.

With the proposed fee increases the Wastewater Enterprise Fund balance is estimated to be \$10 million at end of FY 2023, slightly less than recommended. This will facilitate the continued maintenance of the wastewater treatment and collection system to high level of environmental and regulatory compliance requires increasing operational and capital expenditures during the next 5 years as proposed.

There is no impact to the General Fund.

Prepared by:
Steve Wolfman
Senior Civil Engineer

Submitted by:
Mark Dettle
Director of Public Works

Approved by:
Martin Bernal
City Manager

ATTACHMENTS:
Proposed Rate Mailer

Resolution

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ
ADOPTING USER CHARGES FOR WASTEWATER SERVICES
AND RESCINDING RESOLUTION NO. NS-28,756.

WHEREAS, the City of Santa Cruz has established a Wastewater Enterprise Fund; and

WHEREAS, this fund is responsible for collection, treatment and disposal of sewage generated within the City; and

WHEREAS, the proper collection, treatment and disposal of such material is vital to the welfare of the City; and

WHEREAS, Resolution No. NS-28,756 last established user charges for wastewater services; and

WHEREAS, the cost to perform this service has increased since user charges were last adopted.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that the attached schedule of fees for wastewater users, Exhibits "A", "B", "C" and "D" and "E" are hereby adopted. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED that the schedule of fees contained in Exhibit "A" shall apply to all billings from July 1, 2019 to and including June 30, 2020. The schedule of fees contained in Exhibit "B" shall apply to all billings from July 1, 2020 to and including June 30, 2021. The schedule of fees contained in Exhibit "C" shall apply to all billings from July 1, 2021 to and including June 30, 2022. The schedule of fees contained in Exhibit "D" shall apply to all billings from July 1, 2022 to and including June 30, 2023. The schedule of fees contained in Exhibit "E" shall apply to all billings from and after July 1, 2023.

BE IT FURTHER RESOLVED by the City Council of the City of Santa Cruz that Resolution No. NS-28,756 be and is hereby rescinded.

PASSED AND ADOPTED this 14th day of May, 2019, by the following vote:

AYE:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: _____
Martine Watkins, Mayor

ATTEST: _____
Bonnie Bush, City Clerk Administrator

EXHIBIT “A”

The following fees shall apply to all billings from July 1, 2019 to and including June 30, 2020:

User Type	Flat Fee Per Month	Quantity Rate Per CCF
Residential		
Single Family	\$50.50	
Single Family: Low Sewage Producer	\$29.70	
Multi Family, Per Unit	\$41.30	
Multi Family, Per Unit: Low Sewage Producer	\$29.70	
Business		
Low Strength	\$32.40	\$3.79
Medium Strength	\$54.70	\$3.88
High Strength	\$107.90	\$8.41
Hotel/Motel	\$54.70	\$3.94
Industrial/other		
Graham Hill Water Treatment Plant	\$4,284.30	\$12.98
City Facilities	\$21.40	\$3.66
City Landfill Leachate	\$2,152.80	\$6.62
Industrial – General	\$185.30	\$5.21
UCSC – Main Campus	\$51,994.60	\$8.29
Septage Disposal		\$78.50

Notes:

1. CCF is equal to one hundred (100) cubic feet of water used. Rate takes into account that a percentage of the water used is used for irrigation.

2. The criteria for Residential “Low Sewage Producer” is that the residential customer must have used an average of 225 cubic feet or less of water per month during four of the five winter months (December-April) with the highest use month deleted from the average. Each year in May, the City recalculates all residential customers’ winter water use to determine which customers qualify for the low user rate.

3. “High Strength” users are businesses including restaurants, full service large supermarkets, and food processors. “Medium Strength” users are businesses including donut shops, delis, bakeries, coffee and snack bars, bars, auto repair facilities with a wash rack, grocery stores, laundry facilities, and medical, dental, chiropractor and veterinarian offices. “Low Strength” users are businesses including offices, retail stores and schools. These definitions are not intended be all-inclusive and the Director of Public Works or his representative shall have discretion to place businesses into the appropriate classification or create a special rate based on the user’s wastewater strength.

EXHIBIT “B”

The following fees shall apply to all billings from July 1, 2020 to and including June 30, 2021:

User Type	Flat Fee Per Month	Quantity Rate Per CCF
Residential		
Single Family	\$54.00	
Single Family: Low Sewage Producer	\$31.80	
Multi Family, Per Unit	\$44.20	
Multi Family, Per Unit: Low Sewage Producer	\$31.80	
Business		
Low Strength	\$34.70	\$4.06
Medium Strength	\$58.50	\$4.15
High Strength	\$115.50	\$9.00
Hotel/Motel	\$58.50	\$4.22
Industrial/other		
Graham Hill Water Treatment Plant	\$4,584.20	\$13.89
City Facilities	\$22.90	\$3.92
Landfill Leachate	\$2,303.50	\$7.08
Industrial – General	\$198.30	\$5.57
UCSC – Main Campus	\$55,634.20	\$8.87
Septage		\$84.00

Notes:

1. CCF is equal to one hundred (100) cubic feet of water used. Rate takes into account that a percentage of the water used is used for irrigation.
2. The criteria for Residential “Low Sewage Producer” is that the residential customer must have used an average of 225 cubic feet or less of water per month during four of the five winter months (December-April) with the highest use month deleted from the average. Each year in May, the City recalculates all residential customers’ winter water use to determine which customers qualify for the low user rate.
3. “High Strength” users are businesses including restaurants, full service large supermarkets, and food processors. “Medium Strength” users are businesses including donut shops, delis, bakeries, coffee and snack bars, bars, auto repair facilities with a wash rack, grocery stores, laundry facilities, and medical, dental, chiropractor and veterinarian offices. “Low Strength” users are businesses including offices, retail stores and schools. These definitions are not intended be all-inclusive and the Director of Public Works or his representative shall have discretion to place businesses into the appropriate classification or create a special rate based on the user’s wastewater strength.

Exhibit “C”

The following fees shall apply to all billings from July 1, 2021 to and including June 30, 2022:

User Type	Flat Fee Per Month	Quantity Rate Per CCF
Residential (per unit)		
Single Family	\$57.80	
Single Family, Low Sewage Producer	\$34.00	
Multi Family, Per Unit	\$47.30	
Multi Family, Per Unit: Low Sewage Producer	\$34.00	
Business		
Low Strength	\$37.10	\$4.34
Medium Strength	\$62.60	\$4.44
High Strength	\$123.60	\$9.63
Hotel/Motel	\$62.60	\$4.52
Industrial/other		
Graham Hill Water Treatment Plant	\$4,905.10	\$14.86
City Facilities	\$24.50	\$4.19
Landfill Leachate	\$2,464.70	\$7.58
Industrial – General	\$212.20	\$5.96
UCSC – Main Campus	\$59,528.60	\$9.49
Septage		\$89.88

Notes:

1. CCF is equal to one hundred (100) cubic feet of water used. Rate takes into account that a percentage of the water used is used for irrigation.

2. The criteria for Residential “Low Sewage Producer” is that the residential customer must have used an average of 225 cubic feet or less of water per month during four of the five winter months (December-April) with the highest use month deleted from the average. Each year in May, the City recalculates all residential customers’ winter water use to determine which customers qualify for the low user rate.

3. “High Strength” users are businesses including restaurants, full service large supermarkets, and food processors. “Medium Strength” users are businesses including donut shops, delis, bakeries, coffee and snack bars, bars, auto repair facilities with a wash rack, grocery stores, laundry facilities, and medical, dental, chiropractor and veterinarian offices. “Low Strength” users are businesses including offices, retail stores and schools. These definitions are not intended be all-inclusive and the Director of Public Works or his representative shall have discretion to place businesses into the appropriate classification or create a special rate based on the user’s wastewater strength.

Exhibit “D”

The following fees shall apply to all billings beginning on July 1, 2022 to and including June 30, 2023:

User Type	Flat Fee Per Month	Quantity Rate Per CCF
Residential (per unit)		
Single Family	\$61.30	
Single Family, Low Sewage Producer	\$36.00	
Multi Family, Per Unit	\$50.10	
Multi Family, Per Unit: Low Sewage Producer	\$36.00	
Business		
Low Strength	\$39.30	\$4.60
Medium Strength	\$66.40	\$4.71
High Strength	\$131.00	\$10.21
Hotel/Motel	\$66.40	\$4.79
Industrial/other		
Graham Hill Water Treatment Plant	\$5,199.40	\$15.75
City Facilities	\$26.00	\$4.44
Landfill Leachate	\$2,612.60	\$8.03
Industrial – General	\$224.90	\$6.32
UCSC – Main Campus	\$63,100.30	\$10.06
Septage		\$95.27

Notes:

1. CCF is equal to one hundred (100) cubic feet of water used. Rate takes into account that a percentage of the water used is used for irrigation.
2. The criteria for Residential “Low Sewage Producer” is that the residential customer must have used an average of 225 cubic feet or less of water per month during four of the five winter months (December-April) with the highest use month deleted from the average. Each year in May, the City recalculates all residential customers’ winter water use to determine which customers qualify for the low user rate.
3. “High Strength” users are businesses including restaurants, full service large supermarkets, and food processors. “Medium Strength” users are businesses including donut shops, delis, bakeries, coffee and snack bars, bars, auto repair facilities with a wash rack, grocery stores, laundry facilities, and medical, dental, chiropractor and veterinarian offices. “Low Strength” users are businesses including offices, retail stores and schools. These definitions are not intended be all-inclusive and the Director of Public Works or his representative shall have discretion to place businesses into the appropriate classification or create a special rate based on the user’s wastewater strength.

Exhibit “E”

The following fees shall apply to all billings beginning on July 1, 2023:

User Type	Flat Fee Per Month	Quantity Rate Per CCF
Residential (per unit)		
Single Family	\$65.00	
Single Family, Low Sewage Producer	\$38.20	
Multi Family, Per Unit	\$53.10	
Multi Family, Per Unit: Low Sewage Producer	\$38.20	
Business		
Low Strength	\$41.70	\$4.88
Medium Strength	\$70.40	\$4.99
High Strength	\$138.90	\$10.82
Hotel/Motel	\$70.40	\$5.08
Industrial/other		
Graham Hill Water Treatment Plant	\$5,511.40	\$16.70
City Facilities	\$27.60	\$4.71
Landfill Leachate	\$2,769.40	\$8.51
Industrial – General	238.40	\$6.70
UCSC – Main Campus	\$66,886.30	\$10.66
Septage		\$100.99

Notes:

1. CCF is equal to one hundred (100) cubic feet of water used. Rate takes into account that a percentage of the water used is used for irrigation.

2. The criteria for Residential “Low Sewage Producer” is that the residential customer must have used an average of 225 cubic feet or less of water per month during four of the five winter months (December-April) with the highest use month deleted from the average. Each year in May, the City recalculates all residential customers’ winter water use to determine which customers qualify for the low user rate.

3. “High Strength” users are businesses including restaurants, full service large supermarkets, and food processors. “Medium Strength” users are businesses including donut shops, delis, bakeries, coffee and snack bars, bars, auto repair facilities with a wash rack, grocery stores, laundry facilities, and medical, dental, chiropractor and veterinarian offices. “Low Strength” users are businesses including offices, retail stores and schools. These definitions are not intended be all-inclusive and the Director of Public Works or his representative shall have discretion to place businesses into the appropriate classification or create a special rate based on the user’s wastewater strength.

Why Are Rate Increases Needed?

A 2018 Santa Cruz Wastewater Treatment Facility Infrastructure and Major Equipment Study concludes that staff have followed proactive maintenance strategies and maintained the facility in good working order. Nonetheless, the study notes that in order to maintain many of the plant's 2,000+ assets, several hundred of them will require replacement during the next 5 years.

Currently the City spends about \$2 million per year to replace equipment at the Wastewater Treatment Facility. Over the next 5 years, the Infrastructure and Major Equipment Study estimates needed expenditures at \$4 million to \$6 million annually. The proposed new rates reflect this increase as we continue to reinvest in the Wastewater Treatment Facility. As the treatment plant is a regional facility, City rate payers will fund approximately half of these costs.

The City will also need to continue to spend approximately \$1.5 million annually to replace sanitary sewer pipes that are showing wear and tear.

The proposed rates also include increases in the cost for labor, materials, energy, and outside services estimated at 3% per year.

In order to maintain the Wastewater Treatment Facility and wastewater collections system and protect the essential quality-of-life service that they provide, the wastewater rate increase is required.

Proposed Wastewater Rates

All rates are determined on a cost-of-service basis. Volume of wastewater generated, along with the difficulty to treat, determines the rate.

Date new rate will appear on bill	July 1, 2019		July 1, 2020		July 1, 2021		July 1, 2022		July 1, 2023	
Percent Increase	7%		7%		7%		6%		6%	
Customer Classification	Flat Fee/ Month	Quantity Rate \$/CCF	Flat Fee/ Month	Quantity Rate \$/CCF	Flat Fee/ Month	Quantity Rate \$/CCF	Flat Fee/ Month	Quantity Rate \$/CCF	Flat Fee/ Month	Quantity Rate \$/CCF
Residential										
Single Family	\$50.50		\$54.00		\$57.80		\$61.30		\$65.00	
Multi-Family, per dwelling unit	\$41.30		\$44.20		\$47.30		\$50.10		\$53.10	
Low sewage producer, per dwelling unit	\$29.70		\$31.80		\$34.00		\$36.00		\$38.20	
Business										
Low Strength	\$32.40	\$3.79	\$34.70	\$4.06	\$37.10	\$4.34	\$39.30	\$4.60	\$41.70	\$4.88
Medium Strength	\$54.70	\$3.88	\$58.50	\$4.15	\$62.60	\$4.44	\$66.40	\$4.71	\$70.40	\$4.99
High Strength	\$107.90	\$8.41	\$115.50	\$9.00	\$123.60	\$9.63	\$131.00	\$10.21	\$138.90	\$10.82
Hotel/ Motel	\$54.70	\$3.94	\$58.50	\$4.22	\$62.60	\$4.52	\$66.40	\$4.79	\$70.40	\$5.08
Other										
Industries—General	\$185.30	\$5.21	\$198.30	\$5.57	\$212.20	\$5.96	\$224.90	\$6.32	\$238.40	\$6.70
UCSC	\$51,994.60	\$8.29	\$55,634.20	\$8.87	\$59,528.60	\$9.49	\$63,100.30	\$10.06	\$66,886.30	\$10.66

Residential Rates

Residential rates are flat fees. They do not change from month-to-month. Although a flat rate is used, the rate is based on the average amount of sewage generated by that user type.

Low Sewage Producer = Low Rate

To qualify as a residential “low sewage producer,” the customer—whether multi- or single family—must have an average water use of 2.25 CCF (or less) per dwelling unit during four of the five service periods from December to April with the highest use month deleted from the average. (1 CCF = 100 cubic feet or 748 gallons.)

Check your most recent utility bill to determine if you are a “low sewage producer.” If your rate is \$27.80 (and not the regular \$38.60 or \$47.20 service charge), you are currently a “low sewage producer.”

You must qualify each May for the low rate based on the formula above. The City reviews all utility bills and automatically enrolls those who qualify for these low rates.

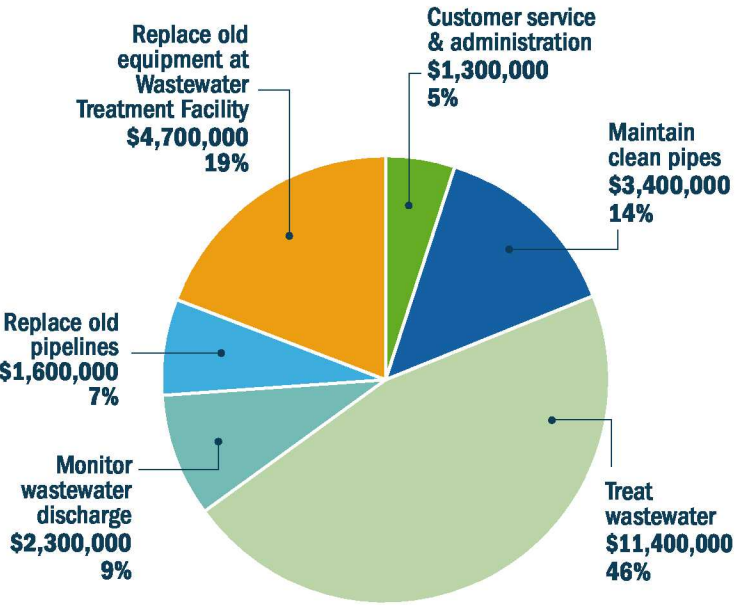
Commercial Rates

All commercial users are charged a flat monthly fee plus a quantity charge based on water use. The rate is reduced to reflect the amount of water used for irrigation. For businesses, it is assumed that 20% of the water used is for irrigation.

What Will Your Monthly Increase Be on July 1, 2019?

User Type	New Monthly Rate	Compare Santa Cruz County Sanitation District Monthly Rate (Including Live Oak, Capitola, Soquel & Aptos)
Single Family	\$50.50	\$65.25
Multi-Family	\$41.30	\$56.40
Low Sewage Producer	\$29.70	N/A

What the Rates Pay For:



BEST IN STATE

The Wastewater Treatment Facility received 2013 Best in State Plant of the Year Award from the California Water Environment Association and achieved second place for the same honor in 2017. This recognition acknowledges exceptional achievement among California medium-sized treatment plants and collections systems based on a review of infrastructure, management practices and compliance records. The plant has also received many regional awards.





Public Works Department
809 Center Street, Room 201
Santa Cruz, CA 95060
www.cityofsantacruz.com



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Public Works Department Prop. 218 Notice Proposed Rates February 2019



Environmental Stewardship

The Santa Cruz Wastewater Treatment Facility produces 68% of the energy it uses—this saves our customers money and helps to reduce the City's carbon footprint. The plant generates green power from on-site biogas and solar energy systems that generate electricity. These energy-saving achievements have earned us recognition as an Environmental Protection Agency Green Power Partner.

The daily plant flow of about 10 million gallons is enough to fill over 15 Olympic-size pools. Five million gallons are generated within the City and the remainder comes from the Santa Cruz County Sanitation District including Live Oak, Capitola, Soquel and Aptos. About 140,000 gallons of this water is further treated and recycled for use inside the facility each day.

The treated water that is not re-used on site is released through an ocean outfall pipe approximately 1 mile off shore of Natural Bridges State Beach and far below the ocean's surface. The plant's state-of-the-art treatment ensures that the water entering Monterey Bay is safe and clean for all forms of life.

Environmental stewardship extends further as centrifuges remove water from biosolids which are then transported to the Central Valley for use as soil amendment on non-food crops.



The City of Santa Cruz wastewater collections system consists of 160 miles of pipe supported by 21 pump stations leading to the Wastewater Treatment Facility.



Notice of Public Hearing

The Santa Cruz City Council will hold a public hearing on **Proposed Wastewater Rate Increases**

May 14, 2019 • 7 p.m.
City Council Chambers, 809 Center Street

The public is invited to attend the public hearing to comment on the proposed increases.

Written comments or protests: Submit by May 14, 2019

Mail or hand deliver:
Santa Cruz Mayor and City Council
809 Center Street, Room 10, Santa Cruz, CA 95060

E-mail: citycouncil@cityofsantacruz.com

For more information, contact:
Senior Civil Engineer Steve Wolfman
Public Works Department
swolfman@cityofsantacruz.com
(831) 420-5428

Maintaining Our Wastewater System

Each day people in the City of Santa Cruz generate approximately 5 million gallons of wastewater from sinks, showers, toilets, washing machines and dishwashers. It flows from homes and businesses through the wastewater collections system that is made up of 160 miles of pipe to the award-winning Wastewater Treatment Facility. In maintaining this collections system, City crews annually clean nearly 100 miles of pipeline and replace up to 5,000 feet of old pipe. They constantly service 21 pump stations.

Upon arrival at the Wastewater Treatment Facility, an environmentally-friendly process is used to treat the wastewater to secondary standards meeting all regulatory requirements. Operating equipment includes pre-aeration grit removal tanks, sedimentation tanks, trickling filters, anaerobic digesters, secondary clarifiers, centrifuges and an ultraviolet disinfection system. This complex processing system requires continual service.

In order to maintain the Wastewater Treatment Facility and collections system that provide our community with an essential quality-of-life service, the City of Santa Cruz Public Works Department is proposing a wastewater rate increase. The new rates will support the replacement of aging treatment facility equipment and sanitary sewer pipes, as well as the estimated annual increase in costs for labor, materials, energy and outside services.



Rosemary Balsley

From: Jim McGowan <jimmcgowan@aol.com>
Sent: Friday, May 10, 2019 4:32 PM
To: City Council
Subject: I Am Opposed to The Proposed Sewer Rate Increases.

I have been a resident at 423 Laurent Street since 1976. My water garbage and sewer was less than \$20 for two months! Now my water, garbage and sewer is about \$130 for one month! That's way more than my PG&E bill! I oppose any further increases in our sewer rates!

Sincerely,
James C. McGowan
423 Laurent St.
Santa Cruz, CA 95060
Parcel number: 00618101

Rosemary Balsley

From: Faith O'Connor <faithvoconnor@gmail.com>
Sent: Wednesday, March 20, 2019 9:41 AM
To: City Council
Subject: Wastewater rate increase

I got a flyer in the mail that the wastewater plant wants to increase rates on the bill so they can upgrade their equipment. Half our bill is already fees and not our actual water/trash consumption and they want us to pay MORE for something we don't even benefit from?! And Santa Cruz could use upgrades in other parts of the city before *upgrading* the wastewater management plant. If it were maintenance, I'd be more understanding, but upgrading?? I want to upgrade my computer, but I can't afford it, so I don't do it! All the water they purify goes back into the ocean, we don't get to reuse it. So, as that plant has been great for the planet, we're being required to pay MORE for this good deed?! And I saw on the news California is officially OUT OF THE DROUGHT! Our rates should be going DOWN not up!

The priorities of this city are appearing way off with this initiative. We have horrible traffic, a huge music-festival-sized homeless camp, and constant theft. And they want us to pay even more just to upgrade a water plant that has no impact on our day-to-day lives. I'd rather pay more to improve one of the 3 things I just listed than to more efficiently pump purified water into the ocean. Which we're already paying to do.

Sincerely,
Faith O'Connor

Rosemary Balsley

From: Gail Borkowski <gtborkowski@gmail.com>
Sent: Thursday, March 14, 2019 6:29 PM
To: City Council
Subject: Re notice public hearing for waste water rate increases

Mayor and Councilmembers,

I received the Notice of public hearing for tonight's council meeting to address the wastewater rate increase this afternoon in my mail delivery.

I don't think this meets the test of timely, and adequate notice to protest the hearing tonight.

Was a separate notice mailed to residents or is this the notice?

I suggest residents will be better served if the council reschedules this hearing and provides more timely notice to residents.

Thank you,
Gail T. Borkowski

Rosemary Balsley

From: Gail Borkowski <gtborkowski@gmail.com>
Sent: Thursday, March 14, 2019 6:32 PM
To: City Council
Subject: Wastewater treatment rate increase

Mayor and Councilmembers,

Please disregard my previous email. I misread the notice and now see the hearing is on May 14th for the above referenced issue.

Thank you,
Gail T. Borkowski

Rosemary Balsley

From: Marian Malatesta Muse <marianmom2016@gmail.com>
Sent: Monday, March 18, 2019 9:08 AM
To: City Council
Subject: Waste Water Rate increase and Grey Water system

Hi City Council,
I understand the need for a rate increase and have no problem with that.

I was wondering if there are discounts or somehow adapting the calculation for low sewage producer to reflect the impact of putting in a grey water system since though this does not necessarily impact water usage it will reduce the flow into the sewer system.

Thanks for your consideration,
Marian Malatesta

Rosemary Balsley

From: Maria Luis <anra95060@yahoo.com>
Sent: Wednesday, March 13, 2019 1:40 PM
To: City Council
Subject: Proposed Waste Water Rate Increase

I am sending this letter to comment on the upcoming Public Hearing since I am planning to be out of town at that time.

Sincerely, I find Santa Cruz to be one of the most expensive areas to live, what you are proposing will impact the quality of living of a lot of families like ours who work to barely make the bills.

I am outraged at the way that Santa Cruz is managed, the way monies are spent, and the expectations that you have from the people who actually work for a living, and don't choose to put up tent and just live the easy life.

If you need more money to waste on issues that really should not carry so much importance, then I could have a few suggestions.

Water for showers in bathrooms at the beaches, should be paid for by the visitors to the area, most of the people who visit are from over the hill, they pack up a lunch come over clog all our roads, waste all the water they want while the residents pay for it. I bet a lot of these visitors don't even spend a penny in this city, therefore, providing no revenue to the city.

I would not be so outraged if this place was nice to visit and experience, we pay a very high price to see homelessness, dirt, great potential for disease, junk, run downs tents right at the entrance of the city. On the westside you cannot take a walk without seeing bags of garbage dumped on the sidewalks and human waste to the point of having to be concerned where you are stepping. The only nice aspect of Santa Cruz currently is the weather.

I go shopping and have to come home if I need a bathroom, the ones in the stores downtown had to be closed due to the uncleanness provided by transients. And you ask me to pay more for the less and less that I am given?

The second suggestion is, instead of wasting money with people who don't want to contribute to society, why don't you provide a one way ticket to the place they originated from, that would be much less expensive than having to clean after them and provide clean needles and all that jazz.

My feeling is, if you don't want to work and be a functional member of society, then you should at least be wasting dollars in the city you came from. This used to be a nice city to live in and now is the dumping place for the homeless.

In a lot of smart cities if you go apply for Social Services you are asked for proof of residency and if you have not lived in the place for at least five years you are given a one way ticket to where you came from. I have seen people being given one way ticket to Santa Cruz because we accept everything here.

Lastly if you need monies, I suggest you investigate all the illegal sheds in backyards that are rented illegally and don't provide the city with the taxes needed, just on my street alone, you would have enough monies to not increase our bills. And please do not contact me to give you exact information, that should be your job to find out.

Look at the number of cars parked on the street and it is easy to figure out.

Also all the business around should be required to give you specifics about number of costumers and the available parking they have, you should have a parking lot specifically for vehicles who choose to frequent wine, and beer tasting and fees should be charged, the residents should not have to deal with the overflow. you would probably state the city needs the money from the business but you never have enough and we put up with the inconveniences.

As you may see I am just outraged, disappointed, and concerned for those of us who live here and constantly work to keep up with the demands, while others just use and expect more.

I compare the running of a city to any job, all people who are involved need to contribute one way or another. In a regular work place no one gets a check for just providing dirt and chaos, you are expected to be a contributor or you are fired.

There is no such thing as the employer requiring the ones who work to divide their pay with he ones who choose to sit and do nothing, that should be the way the City management looks at the people who live there. Put homeless to work, have them pick up the garbage they make and clean the toilets they use, this way you are not wasting taxpayers money with paying employees of the city to do those jobs.

You are also teaching self sufficiency and that all people can be useful members of society. There is plenty of garbage around and plenty of work to be done, let us all be contributors and not some to be users.

Deliver the message that we all need to work and contribute to better the city that we live in.

I thank you for your time,

Maria Luis

Rosemary Balsley

From: Casey Hemard on behalf of City Council
Sent: Tuesday, April 09, 2019 9:14 AM
To: Steve Wolfman
Cc: Bonnie Bush
Subject: FW: Rate increase protest

-----Original Message-----

From: Kelly Clark [mailto:kelly@pcbmonline.com]
Sent: Sunday, March 31, 2019 3:49 AM
To: City Council <citycouncil@cityofsantacruz.com>
Subject: Rate increase protest

We protest this rate increase.

Best regards,

Kelly Clark
40 Victorian ct
Santa Cruz ca 95060

Rosemary Balsley

From: Casey Hemard on behalf of City Council
Sent: Wednesday, April 24, 2019 12:34 PM
To: Steve Wolfman
Cc: Bonnie Bush
Subject: FW: Protest waste water rates

-----Original Message-----

From: Catherine Hodges [mailto:seabright2000@gmail.com]
Sent: Wednesday, April 24, 2019 6:40 AM
To: City Council <citycouncil@cityofsantacruz.com>
Subject: Protest waste water rates

Dear Santa Cruz City Council:

We strongly oppose an increase to wastewater rates at this time. As the city can afford to provide free needles, tents, land etc... to unlimited persons, from in and OUTSIDE of Santa Cruz, (which discourages business and hurts tax base) we believe the city has enough funding to pay for necessary improvements to the wastewater system.

Sincerely,
Catherine and David Hodges
114 Camino del Sol
Santa Cruz, CA. 95065

Rosemary Balsley

From: A Webb <webbheart@gmail.com>
Sent: Friday, May 10, 2019 5:30 PM
To: City Council
Subject: OPPOSITION TO WASTEWATER RATE INCREASES

I am in opposition to this significant annual rate increase on sewer (wastewater) rates.

How can it be, with all the added large projects which bring in greater income, that this much of an increase can be justified on residents?

There is no mention of the 11.5% tax rate we are charged on these rates either, a significant addition.

There is no low income or senior discounts discussed, and should be.

Too high, especially when added to the high cost of water, where pipes/infrastructure are also discussed. I would imagine these two systems run on the same or similar grids - is there ANY coordination of projects so that both can be done at the same time and save some costs? Where are the incentives to these City departments to do so? Are there ANY performance targets established for each City Dept head - perhaps tying a % of their salary to a performance bonus? Which could then trickle down via a set bonus target to the workforce if met.

If the end user pays whether they like it or not, how do we truly have a say in this Prop 218 Notice exercise? How many absent landlords are paying attention or care if they are passing through costs to tenants? I don't think there is really a fair determination of how opposition is measured. A RETURN BALLOT requirement sent to the actual household paying the rates would be better.

Sincerely,
Anita Webb, homeowner

APN: 0040811612

170 W. Cliff Dr. #12
Santa Cruz, CA

Rosemary Balsley

From: Garrett <garrettphilipp@aol.com>
Sent: Saturday, May 11, 2019 1:46 PM
To: City Council
Subject: May 14, 2019 agenda item #1 User Charges for Wastewater Services – Proposed Five-year Increase (PW)

Dear Council,

It is not so clear why an unknown amount of money you say is needed between 2 to 4 million dollars a year to upgrade sewage treatment beyond the normal maintenance, although it is believable it will be some amount. A better estimate would be better.

To fund it FIVE YEARS in advance when the precise actual expenses are not known without any provision to refund any unused money is not quite fair. There should be the provision for annual review of actual expenses and adjust down accordingly if possible.

I see some attempt has been made to charge low users less. While this has some fairness to it, very few qualify and of course you use water usage, not sewer usage to calculate this.

In this day and age of computers I cannot see why there cannot be more tiers of usage which would provide some incentive to save water/sewage also even for slightly higher use customers who are not doing most of the use.

One user can easily be putting double or more the amount of water into the sewer as another but the charge is the same.

If you are going there, might as well really go there (pay for use). Nothing wrong with that, just like water.

I see no provision to return to current rates when the 5 year upgrade cycle is over DO YOU????

Sincerely, Garrett Philipp

Rosemary Balsley

From: Peter Cook <peter@lighthouserealty.net>
Sent: Saturday, May 11, 2019 8:17 AM
To: City Council
Subject: SCMU rate increase are excessive !!!!

Dear Council,

I would urge you not to adopt such drastic increases in SCMU rates for the community. Already we pay much higher rates for water/garbage than in the county or most cities in California. This is especially burdensome for low income community members or elderly on a fixed income. Increases of CPI or CPI + 1% seem much more reasonable to me.

Of course the question is where do we get the money if not raising rates?? In your latest budget deliberations you nibbled around the edges but avoided some seriously needed cuts. For instance, the water conservation/inspection ordinance should be stopped immediately; 95% of properties are already in compliance and you can't buy non-low flow devices anymore so the rest will naturally be replaced. The rental inspection program is wasteful, it drives up rents and it has cost the city a lot of housing, a complaint-based system would be sufficient. The new sewer inspection program is hugely wasteful and unnecessary; expect many angry emails from buyer/sellers of homes as this program kicks in. You could save some parks time if you exempted acacia and blue gum eucalyptus from our heritage tree rules. Even programs that supposedly "pay for themselves" almost certainly do not when you factor in long term pension liabilities, etc. You need to stop creating new positions and seriously reconsider all positions you currently have to figure out how to slim down staffing, cut unnecessary positions, and automate more of what the city does.

The homeless issue is killing our budget from both ends. It drives away shoppers, thus lowering tax receipts, while also costing the city huge amounts of money. The amount of police, fire and parks time spent dealing with homeless related issues is ridiculous. We simply cannot keep attracting more homeless people with drug camps and handouts because it costs our city too much money and it makes it impossible to ever help our current homeless population when more just keep coming in.

If our budget is in such poor shape in 2019, just imagine what happens next time we have a downturn in the economy.

I deal with the city very regularly and I would welcome sitting down with each one of you to discuss further how you can save a lot of money while only minimally impacting our community and the services we receive.

Thank you for your serving our community.

Sincerely,



Rosemary Balsley

From: Roger Vortman <rvortman@gmail.com>
Sent: Saturday, May 11, 2019 4:17 PM
To: City Council
Subject: 5-Year Annual Rate Increase for Sewer (Wastewater)

Roger T. Vortman, Homeowner
134 John St.
Santa Cruz, CA
Parcel Number: 00328237

I need to protest the proposed 5-year annual rate increases for sewer (wastewater) services. These rate increases are way out of line with inflation and cost of living increases. Not to mention that even if I weren't retired, I wouldn't be getting regular raises of this magnitude. And being on a fixed income, I get very little if any yearly income increases.

I certainly hope that you will reconsider these raises. Rates have to go up to pay the bills, but please keep in mind that the rest of the water-related utility rates have also jumped up due to water conservation. The (voting) public is not a bottomless pit of money just looking for someplace to put the "extra".

When we first moved here, we paid about \$60 for two months of water, sewer, and garbage. Now we're paying about \$150 to \$200 for one month (winter to summer). These proposed increases will add onto that. This is already the largest monthly bill that I have to pay, and boosting it by 30%+ for the sewer component of the bill will be untenable. I'm sorry to inform you that we're not all CEO's or high-tech stock option folks out here.

Thanks very much your consideration.

-Roger Vortman

Rosemary Balsley

To: Steve Wolfman
Subject: RE: Wastewater Rate Increases

From: Steve Wolfman
Sent: Monday, May 13, 2019 10:13 AM
To: Rosemary Balsley <rbalsley@cityofsantacruz.com>
Subject: FW: Wastewater Rate Increases

Here is one I got directly

From: Pauline Seales [<mailto:paulineseales120@gmail.com>]
Sent: Monday, March 18, 2019 11:58 AM
To: Steve Wolfman <swolfman@cityofsantacruz.com>
Cc: Tiffany Wise-West <TWise-West@cityofsantacruz.com>; Anne Hogan <ahogan@cityofsantacruz.com>
Subject: Re: Wastewater Rate Increases

Thank you for your detailed and timely response.
I'd be interested in longer term plans to deal with Sea Level Rise / stronger storms.
Pauline Seales

On Mon, Mar 18, 2019 at 9:01 AM Steve Wolfman <swolfman@cityofsantacruz.com> wrote:

Dear Ms. Seales:

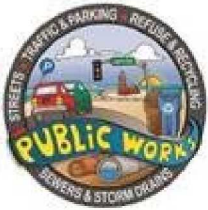
When we look at the effects of sea level rises on the City's wastewater system we must first look at the "nature" of the City's system.

1. The piping and pumping system has always been impacted by high ground water. Many of our largest pipes are below current sea and groundwater levels. Our main pumps at the Wastewater Treatment Facility are more than 10 feet below mean sea level now. "Sealing" all of our pipes and "basements facilities" has always been a challenge and will continue to be. The City currently spends on average \$400,000 per year on lining our sewage collection pipelines, partially to keep groundwater and rain water out of our piping system. This is probably the most critical work to guard against rising sea and groundwater levels with respect to our Wastewater System.
2. The Wastewater Treatment Facility is totally proactive in reducing our carbon footprint. We generate over 1,300 kilowatts of electricity continuously using the methane gas that is generate by our treatment process. We are always installing more energy efficient equipment and nearly generate all the power needed to operate the facility.
3. The treatment facility is located in the low lying area next to Neary Lagoon. It was built with flood protection to 11 feet above mean sea level.

4. The storm drain pumps at Neary Lagoon are bigger than needed, to handle the worst storm events. The pumps are mostly needed to clear sand out of the way of the storm pipelines outlet at Cowells. Again those pipes are also located well below sea level. Those pumps are one of the critical storm drain pumps in the City and are part of our protection against bigger storms and rising seas. We are confident in our maintenance of those pumps and their original conservative sizing.

It is a lot to digest, but we are proactive in both our defense against sea level rise and doing our part to reduce our carbon footprint.

If you have more question let me know.



Steve Wolfman, P.E.

Senior Civil Engineer

Public Works

City of Santa Cruz

(831) 420-5428

From: Pauline Seales [mailto:paulineseales120@gmail.com]

Sent: Saturday, March 16, 2019 1:59 PM

To: Steve Wolfman <swolfman@cityofsantacruz.com>; Tiffany Wise-West <TWise-West@cityofsantacruz.com>

Subject: Wastewater Rate Increases

Dear Mr. Wolfman

First I'd like to thank you for the excellence of the Wastewater Plant and it's work. I have been on 3 field trips with my students and was always favorably impressed.

I'm writing in response to the recently mailed Prop 218 Notice "Proposed Rates".

My problem is not with the rates or the 5 year increase schedule.

My problem is that major work is being planned but adaptation for future sea level rise is not included.

The Climate Adaptation Plan Update (2018-2023) approved Oct 2018 contains numerous references to the vulnerability of the wastewater treatment plant to the combination of stronger coastal storms and sea level rise.

The dates listed in the adaptation plan were based on climate change models now out of date. At a recent public presentation on Sea Level Rise Dr Tiffany Wise-West said several times that more recent science indicates the events predicted will happen significantly sooner.

Therefore I am concerned that time and money will be spent over the next few years and this huge looming problem is being ignored. It would seem wiser to combine some level of adaptation with the current upgrades. In fact knowing the need for adaptation might change the details of the upgrades significantly, so starting to address the adaptation now would in the long run save money for rate payers.

Climate Change is a HUGE problem that needs to be addressed by all levels of city management with necessary changes implemented as soon as possible.

Thanks for all your hard work.

Pauline Seales

Santa Cruz Climate Action Network

Rosemary Balsley

To: Steve Wolfman
Subject: RE: Protest Increase Of Wastewater Rates

From: Pam Poandl [<mailto:papoandl@gmail.com>]
Sent: Monday, April 29, 2019 1:20 PM
To: City Council <citycouncil@cityofsantacruz.com>
Subject: Protest Increase Of Wastewater Rates

The City Council Of Santa Cruz,

I am writing to protest the proposed increase to wastewater rates. My husband and I own the property at 438 Van Ness Ave. Santa Cruz 95060.

Sincerely ,
Pamela D. Poandl
Sent from [Mail](#) for Windows 10



Virus-free. www.avast.com

Rosemary Balsley

To: Steve Wolfman
Subject: RE: Against Wastewater Treatment Fee Increase

From: dean@cruzio.com [<mailto:dean@cruzio.com>]
Sent: Sunday, April 28, 2019 12:07 PM
To: City Council <citycouncil@cityofsantacruz.com>
Subject: AGAinst Wastewater Treatment Fee Increase

April 27, 2019

To: Santa Cruz City Council

Re: Proposed Rate Increase for Wastewater Treatment Fees

From:
Dean Quarnstrom, Property Owner
728 Darwin St.
Santa Cruz, CA 95062
831 295-2937
email: dean@cruzio.com

I am opposed to further rate increases by The City of Santa Cruz for wastewater treatment. I live on a fixed income, which does not increase with every new city need for more City funds.

I am opposed to the use of tax dollars to pay for the high-dollar pensions now received by higher-grade level City employees, amounts that should be directed to on-going infra-structure maintenance and improvements instead.

Rosemary Balsley

Subject: FW: OPPOSED to water rate increases

-----Original Message-----

From: Sally Wittman [mailto:sallywittman@me.com]

Sent: Tuesday, April 30, 2019 10:37 AM

To: City Council <citycouncil@cityofsantacruz.com>

Subject: OPPOSED to water rate increases

Please count my vote against this idea.

The increasing rates for everything in this city are becoming impossible for someone on a fixed income.

Thank you,
SAW

From: deanbola@baymoon.com
Sent: Monday, May 13, 2019 1:23 PM
To: City Council
Subject: Agenda item no. 1 - Opposition to increase in sewer service charges

May 14 agenda

Public Hearing - User Charges for Wastewater Services – Proposed Five-year Increase (PW)

Letter of Protest in Opposition of Rate Increases/Increase Minimum Water Use to Qualify for Low Water User Rate

Council members,

While I can understand the need to treat our sewage to a high standard before it goes into the Monterey Bay based on State and Federal regulations, I feel that the increases as proposed are too high. This is way above the cost of living, the increases in peoples' wages and increases in pensions/social security. And it doesn't address the increase in taxes placed upon this service charge. It seems unfair that similar standards have not been placed upon homeless encampment directly adjacent to the San Lorenzo River and elsewhere that flow into the Monterey Bay and that there is no charge for the services/portapotties we provide and subsidize. It seems hard to pass the straight face test of charging us more and then looking the other way while gross pollution continues.

For several years we have qualified for the low water users rate for monthly sewer service charges. Because we missed the cutoff amount to qualify we no longer will be able to save some money on our monthly charge. Without the proposed rate increase our monthly charge would go up an immediate \$9.60 per month. Add all of the years worth of increases on top of that and at the end we will be paying an additional \$154.80 per year not including the taxes on top of this.

The monthly fee is based upon metered water use and is rounded up or down to the nearest hundred cubic feet. So, in actuality, one never knows how much water per month one is using. In our situation, having holiday guests put us into the supposed one hundred cubic feet above the cutoff, or a portion of. And while the County Sanitation sewer service charges are

higher, they are placed on the property tax bill and most property owners are able to deduct on their taxes.

I commend staff in the good job they do in running and maintaining the Regional Treatment Plant.

I am requesting some form of relief from this increase in fees by increasing the limited amount of water used for the low users rate and decrease the steep rate increases. Trying to deal with the huge increases in water combined with this increase is a bit much, don't you think?

Diane Romeo
Property Owner
312 Nevada St.
APN:004-258-15

Rosemary Balsley

From: Ron Pomerantz <hectic@cruzio.com>
Sent: Monday, May 13, 2019 2:51 PM
To: City Council
Subject: Council meeting May 14, 2019 Item #1 for Public Hearing: User Charges for Wastewater Services-Proposed 5-year Increase

Hello Mayor and Council members.

The proposed increases to wastewater services will be nearly 40% over a 5-year period. This certainly seems exorbitant, most especially for low income residents. I would think some operational costs would be going down with the reduced water use we've seen. Additionally on the capital improvement side are we paying for Soquel Creek Water District's need for tertiary treated water for their Pure Water project? If this is the case we, Santa Cruz City residents, certainly should not be paying for these improvements. I would recommend the rate structure be reduced. At a minimum spread the increases out over a longer period of time.

I don't understand how a hotel/motel is only paying some 9 times more than a single family resident. Why aren't hotels charged by the number of units. This would be equitable. A small hotel of 20-25 units most certainly uses as much if not more than the average single family home. This rate category should be adjusted to reflect each hotel's actual demand on the sewer system.

It's important that there is a "Low sewer producer" category that covers winter water use that's in effect. The problem I see is the months covered. Low water use times would seem to be in late October thru late March. Using November thru March makes a lot more sense than the current December thru April time period. I encourage this adjustment be made as well.

Thank you for your time and thoughtful consideration.

Ron Pomerantz

Original to Mayor

All Councilmembers
forwarded electronic copy

+ agenda mail

Barbara Tyger
170 W Cliff Dr Sp,
Santa Cruz 95060

Dear City Council;

RECEIVED

MAY 13 2019

Subject: protest of increased
wastewater Rates.

I live in Clearview Trailer Court.
I am 76 and live on social security
and a small annuity. These go up
very little while space rent and
food goes up.

This increase is a burden
to me. Most especially as
I do my laundry every 3 weeks
at a laundry mat, mostly eat
out of cans, have no garden
~~and~~ I am crippled and get
therapy at a gym and shower
there so I ~~can~~ hardly use water here.

I own my trailer.

Sincerely
Barbara Tyger

RECEIVED

MAY 14 2019

To: Santa Cruz Mayor and City Council
809 Center Street, Room 10
Santa Cruz, Ca, 95060

From: Peter Nelson
108 Rankin Street
Santa Cruz, Ca, 95060
CITY CLERK'S DEPT.

Subject: Proposed waste water rate increases

5/14/2019

The waste water rates are all ready too high. I am strongly opposed to any rate increases.
The City should depend on other ways to balance the budget.

Sincerely, Peter Nelson





INFORMATION REPORT

COUNCIL MEETING

5/14, 2019

DATE: April 22, 2019

TO: City Manager

DEPARTMENT: Finance

SUBJECT: Portfolio Management Report – Pooled Cash and Investments as of March 31, 2019

APPROVED:

DATE:

4/24/19

Attached is the Portfolio Management Report for the City's internal investment pool as of March 31, 2019. In addition to the Portfolio Management Report that is usually provided each month, we have included information about market conditions and quarterly investment activity in the "Investment Portfolio Analysis" section.

The report provides information about how most funds held by the City are pooled and invested. It includes charts and graphs that reflect the investment distribution by issuer, pooled portfolio by detail, projected cash flow from maturing investments, historical portfolio yields for the investment pool, and yield comparisons with other investment benchmarks. Pooled investments reported here do not include certain unpooled City investments that are required by bond and loan covenants to be held separately. Those unpooled investments are described on a quarterly basis in a separate information report entitled "Portfolio Management Report – Unpooled Cash and Investments."

A portion of the pool is on deposit with the State of California Local Agency Investment Fund (LAIF), which provides a stable, liquid investment vehicle for the City. The City also invests heavily in various federal agency securities. The attachments reflect an interest rate environment in which investment yields are slowly starting to climb. As of March 31, 2019, the City's rate of return, based upon yield to maturity for outstanding investments, is 2.237%.

The Finance Department will continue to review all investments in the pooled cash and investment accounts to ensure that the primary objectives of safety and liquidity are being met, consistent with the City's Investment Policy. Once those requirements are satisfied, staff will strive to maximize the yield on the City's investments.

Prepared by:

Kim Wigley
Finance Manager

Approved by:

Marcus Pimentel
Director of Finance

Attachment: Pooled Investment Report

FN FYI Pooled Cash and Investments - Quarterly

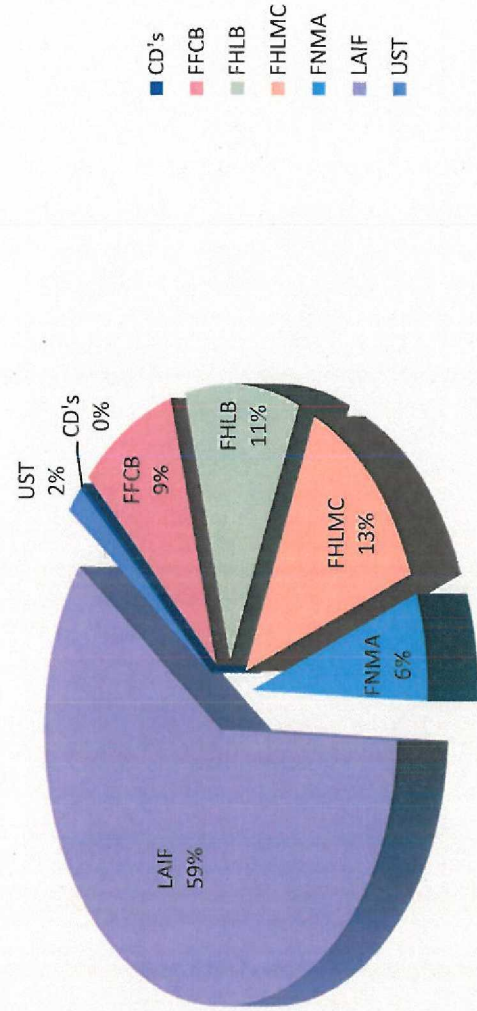
FN FYI 312

City of Santa Cruz
Santa Cruz Pooled Portfolio Summary
As of 3/31/2019

Issuer	Par Value	Market Value	Cost	Days To Call/ Maturity	Yield to Maturity @ Cost	% of Portfolio
Local Financial Institution Certificates of Deposit	303,237.60	303,237.60	303,237.60	252	0.536	0.25%
Federal Farm Credit Bank (FFCB Bond)	11,000,000.00	10,974,370.00	11,003,330.00	445	1.976	8.91%
Federal Home Loan Bank (FHLB Bond)	12,945,000.00	12,895,209.40	12,959,251.55	297	2.059	10.49%
Federal Home Loan Mortgage Corporation (FHLMC Bond)	16,000,000.00	15,921,650.00	15,971,620.00	442	2.139	12.97%
Federal National Mortgage Association (FNMA Bond)	7,795,000.00	7,705,159.45	7,766,202.50	363	1.503	6.32%
Local Government Investment Pool (LAIF)	73,345,617.29	73,356,395.73	73,345,617.29	1	2.436	59.44%
United States Treasury Bond (T-Bond)	2,000,000.00	1,988,520.00	1,957,830.00	138	1.399	1.62%
Total / Average	123,388,854.89	123,144,542.18	123,307,088.94	154	2.237	100.00%

Earnings	Month Ending 3/31/19	Fiscal Year To Date
Interest/Dividends	63,454.43	1,671,072.32

Portfolio Holdings - Distribution by Issuer



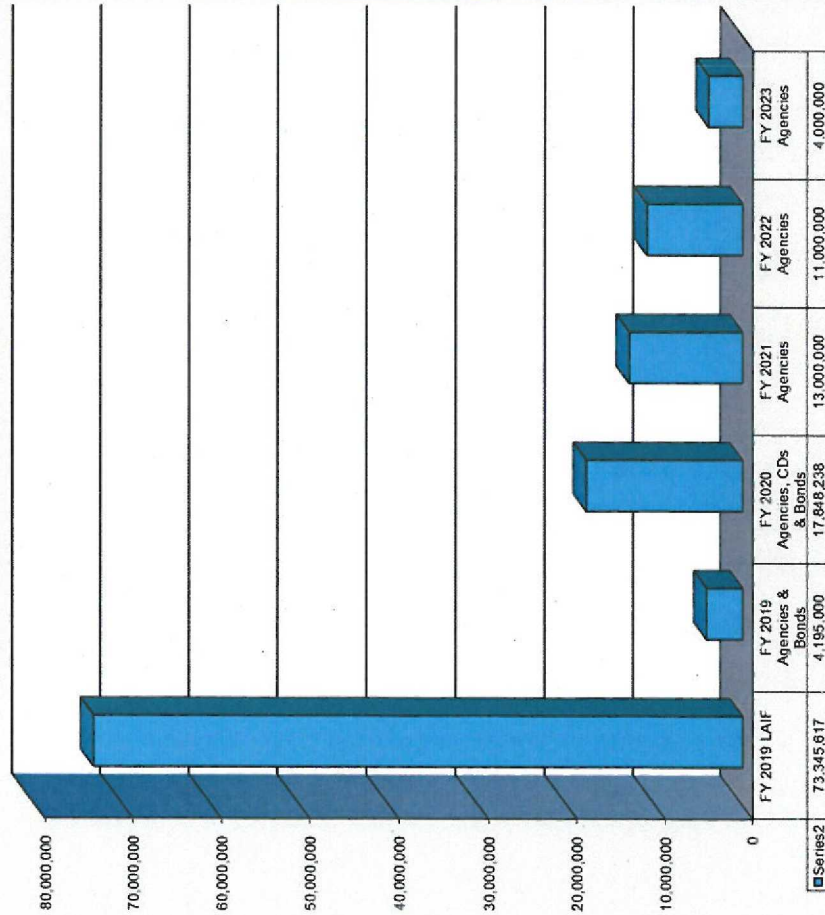
City of Santa Cruz
Portfolio Holdings
As of 3/31/2019

Issuer	Description	CUSIP/Ticker	Coupon Rate	Maturity Date	Next Call Date	Face Amount/Shares	Market Value	Cost Value	Days To Call/Maturity	YTM @ Cost
Certificate Of Deposit										
Comerica Bank	Comerica Bank 0.2 12/14/2019	CD-CB04	0.200	12/14/2019		100,404.80	100,404.80	100,404.80	258	0.200
Lighthouse Bank	Lighthouse Bank 1 12/9/2019	CD-LB03	1.000	12/09/2019		102,020.12	102,020.12	102,020.12	253	1.000
Santa Cruz County Bank	Santa Cruz County Bank 0.4 12/1/2019	CD-SCCB04	0.400	12/01/2019		100,812.68	100,812.68	100,812.68	245	0.400
Sub Total / Average			0.536			303,237.60	303,237.60	303,237.60	252	0.536
FFCB Bond										
FFCB	FFCB 1.2 12/17/2019	3133ECA20	1.200	12/17/2019		1,000,000.00	991,760.00	998,170.00	261	1.240
FFCB	FFCB 1.25 3/4/2020	3133EFN63	1.250	03/04/2020		1,000,000.00	989,570.00	1,000,000.00	339	1.250
FFCB	FFCB 1.25 5/28/2019	3133ECQH0	1.250	05/28/2019		1,000,000.00	998,250.00	998,000.00	58	1.500
FFCB	FFCB 1.75 5/3/2021	3133EHHG1	1.750	05/03/2021		1,000,000.00	987,760.00	998,630.00	764	1.786
FFCB	FFCB 1.75 8/4/2020	3133EESZ9	1.750	08/04/2020		1,000,000.00	992,090.00	1,004,780.00	492	1.650
FFCB	FFCB 1.77 10/15/2019	3133EDXS6	1.770	10/15/2019		1,000,000.00	996,950.00	1,013,870.00	198	1.480
FFCB	FFCB 1.9 9/18/2019	3133EDVE9	1.900	09/18/2019		1,000,000.00	997,550.00	1,000,000.00	171	1.900
FFCB	FFCB 2.44 10/15/2020	3133EJGH6	2.440	10/15/2020		1,000,000.00	1,001,610.00	1,000,280.00	564	2.429
FFCB	FFCB 2.625 4/4/2022	3133EJMJ2	2.625	04/04/2022		1,000,000.00	1,009,060.00	999,600.00	1,100	2.636
FFCB	FFCB 2.7 5/10/2021	3133EJNS4	2.700	05/10/2021		1,000,000.00	1,007,090.00	1,000,000.00	771	2.700
FFCB	FFCB 3.17 9/19/2022-19	3133EJZW2	3.170	09/19/2022	09/19/2019	1,000,000.00	1,002,660.00	1,000,000.00	172	3.170
Sub Total / Average			1.983			11,000,000.00	10,974,370.00	11,003,330.00	445	1.976
FHLB Bond										
FHLB	FHLB 1.25 12/13/2019	313381C94	1.250	12/13/2019		1,000,000.00	992,070.00	997,180.00	257	1.350
FHLB	FHLB 1.625 6/14/2019	313379EE5	1.625	06/14/2019		1,195,000.00	1,193,111.90	1,213,271.55	75	1.140
FHLB	FHLB 1.625 6/14/2019	313379EE5	1.625	06/14/2019		1,000,000.00	998,420.00	998,800.00	75	1.650
FHLB	FHLB 1.65 4/30/2020-18	3130AAQE1	1.650	04/30/2020		750,000.00	743,677.50	750,000.00	396	1.650
FHLB	FHLB 1.75 2/24/2021-18	3130ABYY6	1.750	02/24/2021		1,000,000.00	987,950.00	1,000,000.00	696	1.750
FHLB	FHLB 1.75 6/14/2019	3130A2FH4	1.750	06/14/2019		1,000,000.00	998,680.00	1,000,000.00	75	1.750
FHLB	FHLB 1.9 11/27/2020-18	3130ACTU8	1.900	11/27/2020		1,000,000.00	991,960.00	1,000,000.00	607	1.900
FHLB	FHLB 2 4/25/2022-19	3130ACKK9	2.000	04/25/2022	10/25/2019	1,000,000.00	990,950.00	1,000,000.00	208	2.000
FHLB	FHLB 2 5/28/2021-18	3130ACUK8	2.000	05/28/2021		1,000,000.00	991,200.00	1,000,000.00	789	2.000
FHLB	FHLB 2.67 2/28/2022-20	3130AFWC7	2.670	02/28/2022	02/28/2020	1,000,000.00	1,001,430.00	1,000,000.00	334	2.670
FHLB	FHLB 3 3/25/2022-19	3130AEXE5	3.000	03/25/2022	09/25/2019	1,000,000.00	1,002,230.00	1,000,000.00	178	3.000
FHLB	FHLB 3 4/30/2021-19	3130AFBU6	3.000	04/30/2021	10/30/2019	1,000,000.00	1,003,130.00	1,000,000.00	213	3.000
FHLB	FHLB 3 5/3/2022-19	3130AE7C8	3.000	05/03/2022	05/03/2019	1,000,000.00	1,000,400.00	1,000,000.00	33	3.000
Sub Total / Average			2.095			12,945,000.00	12,895,209.40	12,959,251.55	297	2.059
FHLMC Bond										
FHLMC	FHLMC 1.125 8/12/2021	3137EAC9	1.125	08/12/2021		1,000,000.00	972,830.00	962,980.00	865	2.000
FHLMC	FHLMC 1.25 10/2/2019	3137EADM8	1.250	10/02/2019		1,000,000.00	993,930.00	997,330.00	185	1.350
FHLMC	FHLMC 1.25 8/1/2019	3137EADK2	1.250	08/01/2019		1,000,000.00	995,980.00	985,230.00	123	1.560
FHLMC	FHLMC 1.4 4/27/2020-17	3134G8WH8	1.400	04/27/2020		1,000,000.00	989,190.00	1,000,000.00	353	1.400
FHLMC	FHLMC 1.75 3/26/2021-19	3134GBM90	1.750	03/26/2021	09/26/2019	1,000,000.00	988,600.00	1,000,000.00	179	1.750
FHLMC	FHLMC 1.75 6/29/2020-18	3134GBAG7	1.750	06/29/2020		1,000,000.00	991,910.00	1,000,000.00	456	1.750

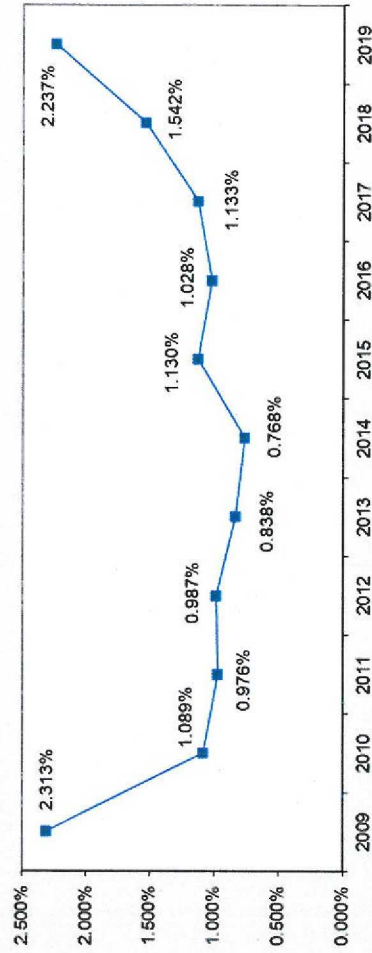
City of Santa Cruz
Portfolio Holdings
As of 3/31/2019

Issuer	Description	CUSIP/Ticker	Coupon Rate	Maturity Date	Next Call Date	Face Amount/Shares	Market Value	Cost Value	Days To Call/Maturity	YTM @ Cost
FHLMC	FHLMC 1.8 6/29/2021-18	3134GBUF7	1.800	06/29/2021		1,000,000.00	988,740.00	1,000,000.00	821	1.800
FHLMC	FHLMC 2 3/12/2020	3134G3QX1	2.000	03/12/2020		1,000,000.00	995,750.00	1,026,080.00	347	1.350
FHLMC	FHLMC 2 9/16/2021-18	3134GAS04	2.000	09/16/2021		1,000,000.00	992,990.00	1,000,000.00	900	2.000
FHLMC	FHLMC 2.07 9/28/2021-18	3134GBAX0	2.070	09/28/2021		1,000,000.00	994,610.00	1,000,000.00	912	2.070
FHLMC	FHLMC 2.65 1/29/2021-20	3134GSU78	2.650	01/29/2021	01/29/2020	1,000,000.00	1,001,810.00	1,000,000.00	304	2.650
FHLMC	FHLMC 2.7 7/30/2021-20	3134GSU29	2.700	07/30/2021	01/30/2020	1,000,000.00	1,001,760.00	1,000,000.00	305	2.700
FHLMC	FHLMC 2.85 3/27/2023-19	3134GSSN1	2.850	03/27/2023	09/27/2019	1,000,000.00	1,000,800.00	1,000,000.00	180	2.850
FHLMC	FHLMC 3 1/30/2023-20	3134GSTH8	3.000	01/30/2023	07/30/2020	1,000,000.00	1,006,340.00	1,000,000.00	487	3.000
FHLMC	FHLMC 3 6/15/2022-20	3134GSMU6	3.000	06/15/2022	06/15/2020	1,000,000.00	1,003,640.00	1,000,000.00	442	3.000
FHLMC	FHLMC 3 9/27/2022-19	3134GSWS0	3.000	09/27/2022	09/27/2019	1,000,000.00	1,002,770.00	1,000,000.00	180	3.000
Sub Total / Average			2.103			16,000,000.00	15,921,650.00	15,971,620.00	442	2.139
FNMA Bond										
FNMA	FNMA 1.125 11/15/2019	3136G4GE7	1.125	11/15/2019		795,000.00	788,409.45	794,602.50	229	1.142
FNMA	FNMA 1.25 11/25/2019-17	3135G0R70	1.250	11/25/2019	05/25/2019	1,000,000.00	992,120.00	965,790.00	55	1.400
FNMA	FNMA 1.25 5/27/2020-17	3136G4GR8	1.250	05/27/2020		1,000,000.00	986,660.00	1,000,000.00	423	1.250
FNMA	FNMA 1.25 8/17/2021	3135G0N82	1.250	08/17/2021		1,000,000.00	975,540.00	967,760.00	870	2.010
FNMA	FNMA 1.35 7/28/2020-17	3136G4GK3	1.350	07/28/2020	04/28/2019	1,000,000.00	986,660.00	989,090.00	28	1.660
FNMA	FNMA 1.5 11/30/2020	3135G0F73	1.500	11/30/2020		1,000,000.00	985,750.00	1,000,000.00	610	1.500
FNMA	FNMA 1.66 2/28/2020-18	3136G4LV3	1.660	02/28/2020		1,000,000.00	993,200.00	1,000,000.00	334	1.660
FNMA	FNMA 1.75 3/6/2020	3135G0UU5	1.750	03/06/2020		1,000,000.00	996,820.00	1,018,960.00	341	1.350
Sub Total / Average			1.401			7,795,000.00	7,705,159.45	7,766,202.50	363	1.503
Local Government Investment Pool										
LAIF	LAIF LGIP	LAIF	2.436	N/A	N/A	62,163,986.60	62,173,121.85	62,163,986.60	1	2.436
LAIF	LAIF LGIP	LAIFRDA	2.436	N/A	N/A	11,181,630.69	11,183,273.88	11,181,630.69	1	2.436
Sub Total / Average			2.436			73,345,617.29	73,356,395.73	73,345,617.29	1	2.436
Treasury Bond										
Treasury	T-Bond 0.875 7/31/2019	912828TH3	0.875	07/31/2019		1,000,000.00	994,650.00	970,220.00	122	1.500
Treasury	T-Bond 1 8/31/2019	912828TN0	1.000	08/31/2019		1,000,000.00	993,870.00	987,610.00	153	1.300
Sub Total / Average			0.938			2,000,000.00	1,988,520.00	1,957,830.00	138	1.399
Total / Average			2.223			123,388,854.89	123,144,542.18	123,307,088.94	154	2.237

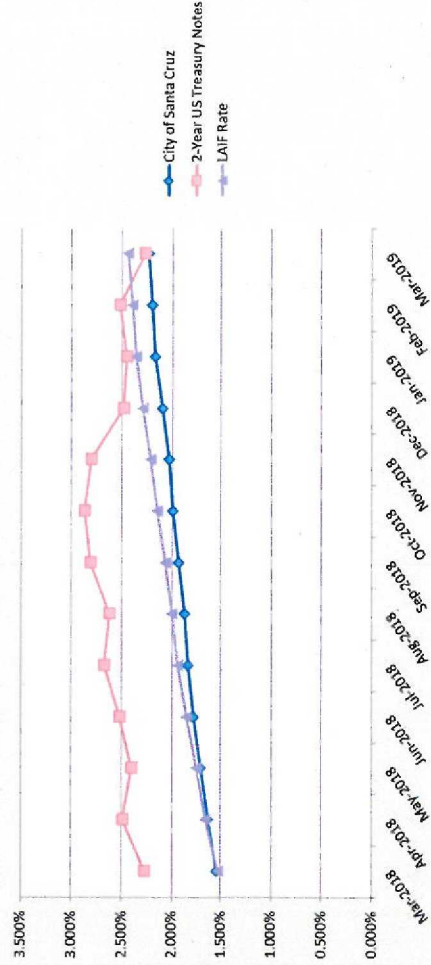
Projected Cash Flow from Maturing Investments



Historical Portfolio Yields At March Month End



Benchmark and Portfolio Yields



**CITY OF SANTA CRUZ POOL
INVESTMENT PORTFOLIO ANALYSIS
AS OF MARCH 31, 2019**

ASSET COMPOSITION

Fair Value of Investments Held:	\$123,144,542
Weighted Average Portfolio Life:	154 days
Breakdown of Asset Classification:	
Certificates of Deposit	0.25%
Federal Farm Credit Bank (FFCB) Obligations	8.91%
Federal Home Loan Bank (FHLB) Obligations	10.49%
Federal Home Loan Mortgage Co. (FHLMC) Obligations	12.97%
Federal National Mortgage Assoc. (FNMA) Obligations	6.32%
US Treasury Bonds	1.62%
Local Agency Investment Fund (LAIF)	<u>59.44%</u>
Total	<u>100.00%</u>

RETURN ON ASSETS

Total Interest Earned Fiscal YTD:	\$1,671,072
Yield to Maturity at Cost:	2.237%

COMPARATIVE MARKET RATES

Local Agency Investment Fund (LAIF)	2.44%
Six Month Treasury Bill	2.44%
One Year Treasury Bill	2.40%
Two Year Treasury Note	2.27%
Three Year Treasury Note	2.21%
Five Year Treasury Note	2.23%

Change in U.S. Treasury Interest Rates:

	3/31/19	12/31/18	Difference
Six Months	2.44%	2.56%	-12 basis points
One Year	2.40%	2.63%	-23 basis points
Two Years	2.27%	2.48%	-21 basis points
Three Years	2.21%	2.46%	-25 basis points
Five Years	2.23%	2.51%	-28 basis points

SAFEKEEPING OF SECURITIES

As of March 31, 2019, the entire portfolio, with the exception of the certificates of deposit and LAIF (Local Agency Investment Fund), was held in third party safekeeping for the benefit of the City of Santa Cruz at Union Bank Trust Department. Union Bank is a contractual agent for the City of Santa Cruz.

COMPLIANCE WITH STATE LAW AND INVESTMENT POLICY

As of March 31, 2019, all portfolio investments are authorized by both State of California Government Code Section 53600 et. seq. and the City's investment policy.

SECURITIES RATED BELOW AA

None

CITY OF SANTA CRUZ POOL
INVESTMENT PORTFOLIO ANALYSIS continued
AS OF MARCH 31, 2019

INVESTMENT ACTIVITY

Description	CUSIP/Ticker	Face Amount/Shares	Maturity Date	Settlement Date	Coupon Rate	YTM @ Cost
Buy						
FHLMC 2.65 1/29/2021-20	3134GSU78	1,000,000.00	01/29/2021	01/29/2019	2.650	2.650
FHLMC 2.7 7/30/2021-20	3134GSU29	1,000,000.00	07/30/2021	01/30/2019	2.700	2.700
FHLB 2.67 2/28/2022-20	3130AFWC7	1,000,000.00	02/28/2022	02/28/2019	2.670	2.670
FHLMC 2.85 3/27/2023-19	3134GS5N1	1,000,000.00	03/27/2023	03/27/2019	2.850	2.850
		4,000,000.00				
Called						
FHLMC 2.7 3/29/2022-19	3134GSGS8	1,000,000.00	03/29/2022	03/29/2019	2.700	2.700
		1,000,000.00				
Matured						
FHLMC 1.3 1/28/2019-17	3134GAR63	1,000,000.00	01/28/2019	01/28/2019	1.300	1.300
T-Bond 1.25 1/31/2019	912828SD3	1,000,000.00	01/31/2019	01/31/2019	1.250	1.400
FFCB 1.7 2/6/2019	3133EDS52	1,000,000.00	02/06/2019	02/06/2019	1.700	1.700
FHLB 1.5 3/8/2019	3133782M2	1,000,000.00	03/08/2019	03/08/2019	1.500	1.500
FHLB 1.875 3/8/2019	313378QK0	1,000,000.00	03/08/2019	03/08/2019	1.875	1.500
		5,000,000.00				

CURRENT INVESTMENT STRATEGY

The Federal Open Market Committee met twice during the quarter on January 30th and March 20th, and decided at both meetings to maintain the target range for the federal funds rate at 2.25% - 2.50%. The federal funds rate is the interest banks charge each other on overnight loans and is the Federal Reserve's primary tool for influencing economic activity. According to the March 20, 2019, press release, "In light of global economic and financial developments and muted inflation pressures, the Committee will be patient as it determines what future adjustments to the target range for the federal funds rate may be appropriate to support...sustained expansion of economic activity, strong labor market conditions, and inflation near the Committee's symmetric 2 percent objective".¹

The Finance Department will be primarily investing funds that are not needed to meet current liquidity needs in Federal agencies, in addition to investing in LAIF, which is yielding 2.436% as of March 31, 2019.

¹ Board of Governors of the Federal Reserve System [Press Release]; 2019 Federal Open Market Committee Meeting; Retrieved from <https://www.federalreserve.gov/monetarypolicy/files/monetary20190320a1.pdf>



INFORMATION REPORT

COUNCIL MEETING

5/14, 2019

DATE: April 16, 2019

TO: City Manager

DEPARTMENT: Library

SUBJECT: Santa Cruz Public Library – 3rd Quarter 2019 - Incident Log Report

APPROVED:

DATE:

4/22/19

Attached please find the 3rd Quarter 2019, Library Incident Log. The four highest incident categories for 3rd quarter were:

The four highest incident categories for 3rd quarter were:

1. Trespass-Loitering-Off Hrs.
2. Sleeping-Camping-Personal Property Removal-Urinating-Feces
3. Threatening-Verbal or Physical with Staff or Patron
4. Theft or Damage to Property

Though the number of overall incidents decreased, the number of suspensions increased by 67.7% with 59 compared to 40 in previous quarter. The biggest contributing factor to the overall decrease of 11% was due to a reduction in afterhours security patrols with 89 visits compared to 209 visits in previous quarter. First Alarm attributed this to staffing shortages.

Submitted by:

Susan Nemitz
Director of Libraries

Attachments: Santa Cruz Public Library 2nd Quarter Incident Log (4 pgs.)

LBFYI 005

**SCPL 2019
Incident Log
Jan. - Mar. 3rd Qtr.**

Top 4 Incident Reasons Highlighted

In yellow

Date
Location **(Includes after hours incidents)**

Disturbance Inside or Out	Trespass-Loitering-Off Hrs.	Threatening, Verbal, Physical w/Staff or Patrons	Sleeping-Camping-Personal Property Removal -	Urinating - Feces	Theft or Damage to Property	Abuse of Library Property & Bathroom	Alcohol, Drugs, Needles, Paraphernalia etc.	Inappropriate Internet Use	Clean-Up Inside or Out - Personal Hygiene	Illness / Paramedic	Injury-Staff or Public	Suspension (s) Imposed	Duration
---------------------------	-----------------------------	--	--	-------------------	-----------------------------	--------------------------------------	---	----------------------------	---	---------------------	------------------------	------------------------	----------

32	2/7/19	DTN	Rummaging garbage/confrontational	1									
33	2/7/19	DTN	Threatening to stab, punch, shoot staff.		1						1		1Yr.
34	2/9/19	B40	Theft-Stolen laptop				1						
35	2/11/19	DTN	Confrontational/aggressive		1						1		30
36	2/12/19	SV	Sleeping/unresponsive			1					1		1
37	2/13/19	DTN	Mess with food/destroyed newspaper				1				1		90
38	2/14/19	DTN	Confrontation with other patrons		1						1		60
39	2/14/19	DTN	Patron on patron assault		1						1		1yr.
40	2/14/19	DTN	Viewing porn/repeat					1			1		60
41	2/15/19	GP	Graffiti				1						
42	2/16/19	DTN	Cryptic phone messages		1								
43	2/19/19	SV	Sleeping #1			1					1		7
44	2/19/19	SV	Sleeping #2			1					1		7
45	2/19/19	DTN	Unattended personal items			1					1		14
46	2/19/19	DTN	Intoxication					1			1		30
47	2/20/19	HQ	Outreach vehicle vandalized				1						
48	2/21/19	SV	Sleeping			1					1		1
49	2/22/19	DTN	Verbal threat to stab, punch, shoot staff		1						1		3Yr. Restraining Ord.
50	2/23/19	B40	Sleeping			1					1		3
51	2/24/19	APT	Graffiti				1						
52	2/25/19	DTN	Harassing staff		1						1		30
53	2/25/19	B40	Sleeping			1					1		1
54	2/25/19	LO	Employee's car keyed				1						
55	2/26/19	DTN	Trespass	1							1		1
56	2/26/19	DTN	Sleeping			1							
57	2/26/19	DTN	Camping			1					1		7
58	2/27/19	DTN	Sleeping			1					1		30
59	2/28/19	DTN	Trespass	1							1		1
60	2/28/19	DTN	Trespass	1							1		60
61	3/1/19	DTN	Patron/patron arguing	1							1		1

**SCPL 2019
Incident Log
Jan. - Mar. 3rd Qtr.**

**Top 4 Incident Reasons Highlighted
In yellow**

Date	Location	(Includes after hours incidents)	Disturbance Inside or Out	Trespass-Loitering-Off Hrs.	Threatening, Verbal, Physical w/Staff or Patrons	Sleeping-Camping-Personal Property Removal -	Urinating - Feces	Theft or Damage to Property	Abuse of Library Property & Bathroom	Alcohol, Drugs, Needles, Paraphernalia etc.	Inappropriate Internet Use	Clean-Up Inside or Out - Personal Hygiene	Illness / Paramedic	Injury-Staff or Public	Suspension (s) Imposed	Duration
62	3/1/19	DTN	Disruptive/loud	1										1		3
63	3/1/19	GP	Sprinkler control box tampered with				1									
64	3/1/19	DTN	Non-service dog	1										1		1
65	3/2/19	DTN	Trespass		1									1		1
66	3/3/19	LO	Employees car keyed				1									
67	3/4/19	DTN	Medical issue							1						
68	3/4/19	GP	Trespass		1									1		1
69	3/4/19	SV	Suspended patron / disturbance		1											
70	3/5/19	GP	Trash dumped by building							1						
71	3/5/19	DTN	Barking dog	1										1		3
72	3/5/19	LO	Staff's parked car damaged				1									
73	3/6/19	DTN	Trespass		1											
74	3/7/19	HQ	Unattended personal items							1						
75	3/8/19	B40	Bike theft				1									
76	3/9/19	DTN	Trespass		1									1		1
77	3/11/19	DTN	Hitting box off counter			1										
78	3/14/19	B40	Unattended persona items, yelling				1							1		3
79	3/14/19	GP	Trespass		1									1		1
80	3/15/19	B40	Sleeping				1							1		1
81	3/18/19	DTN	Camping/debris				1							1		60
82	3/19/19	LO	Needle by bike locker						1							
83	3/21/19	DTN	Threatening with skateboard			1								1		6mo.
84	3/22/19	DTN	Disturbance/lost personal items	1										1		30
85	3/23/19	DTN	Trespass		1									1		1
86	3/23/19	DTN	Trespass		1									1		1
87	3/23/19	LO	Windows shot with pellet gun				1									
88	3/23/19	DTN	Bike theft				1									
89	3/24/19	LO	Needle by bike locker						1							
90	3/27/19	DTN	Trespass		1											
91	3/26/19	SV	Patron with bayonette and mace	1												

**SCPL 2019
Incident Log
Jan. - Mar. 3rd Qtr.**

**Top 4 Incident Reasons Highlighted
In yellow**

Date	Location	(Includes after hours incidents)	Disturbance Inside or Out	Trespass-Loitering-Off Hrs.	Threatening, Verbal, Physical w/Staff or Patrons	Sleeping-Camping-Personal Property Removal -	Urinating - Feces	Theft or Damage to Property	Abuse of Library Property & Bathroom	Alcohol, Drugs, Needles, Paraphernalia etc.	Inappropriate Internet Use	Clean-Up Inside or Out - Personal Hygiene	Illness / Paramedic	Injury-Staff or Public	Suspension (s) Imposed	Duration
92	3/27/19	DTN	Sleeping			1								1		3
93	3/28/19	DTN	Male flasher	1												
94	3/29/19	B40	Theft (trash can)				1									
95	3/29/19	B40	Trash dumped by building						1							
96	3/29/19	GP	Trash dumped by building						1							
97	3/29/19	GP	Sleeping			1								1		1
Total ejected trespassers during closed hours																
Patrols by First Alarm:																
APT=19 B40=11 DTN=53 LO=6 Total 89					89											
				8	108	17	23	15	0	7	2	5	1	0	186	Total Incidents
															59	Total Suspensions

3rd. Qtr. 2018-2019 Total Incidents By Branch = 186

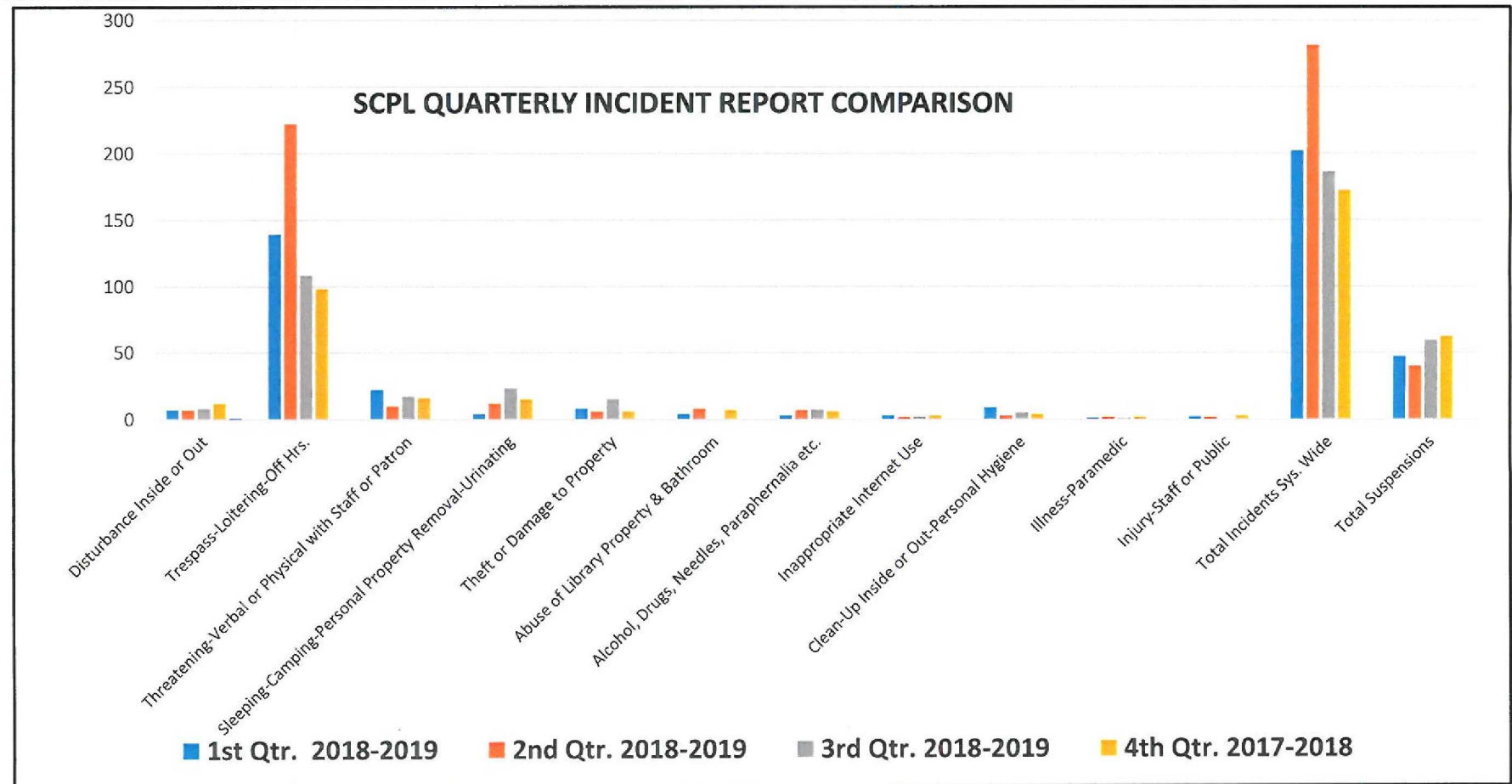
Data includes ejected trespassers during closed hours-Patrolled by First Alarm

Aptos - 21 Boulder Creek - 1 Branciforte - 26 Capitola - 0 Downtown - 109 Felton - 0

Garfield Park - 8 Headquarters - 2 La Selva Beach - 0 Live Oak - 12 Scotts Valley - 7

**SCPL Incident
Report
Comparison
Rolling 12
Months**

	Disturbance Inside or Out	Trespass-Loitering-Off Hrs.	Threatening-Verbal or Physical with Staff or Patron	Sleeping-Camping-Personal Property Removal-Urinating	Theft or Damage to Property	Abuse of Library Property & Bathroom	Alcohol, Drugs, Needles, Paraphernalia etc.	Inappropriate Internet Use	Clean-Up Inside or Out-Personal Hygiene	Illness-Paramedic	Injury-Staff or Public	Total Incidents Sys. Wide	Total Suspensions
1st Qtr. 2018-2019	7	139	22	4	8	4	3	3	9	1	2	202	47
2nd Qtr. 2018-2019	7	222	10	12	6	8	7	2	3	2	2	281	40
3rd Qtr. 2018-2019	8	108	17	23	15	0	7	2	5	1	0	186	59
4th Qtr. 2017-2018	12	98	16	15	6	7	6	3	4	2	3	172	62



5/14, 2019

INFORMATION REPORT

TO: City Council

DATE: April 23, 2019

DEPARTMENT: Water

SUBJECT: 2019 Annual Water Supply and Demand Assessment

APPROVED:

DATE:

4/24/19

Every year during the winter season, the Water Department monitors local rainfall, runoff, and reservoir storage levels and prepares a series of written statements that describe current water conditions and discuss the water supply outlook for the year ahead. Towards the end of the wet season, an analysis is conducted to forecast water supplies, compare supplies with expected demands, and estimate the amount of storage in Loch Lomond Reservoir at the end of the dry season. The reason for performing this exercise is to determine whether any restrictions on water use are needed to help preserve reservoir storage, as they were in 2018 and every year between 2012 through 2015 in response to historic drought conditions.

This year, the water supply outlook is optimal. Rainfall was abundant. The San Lorenzo River and local streams are flowing strong. Loch Lomond Reservoir is full and still spilling. Cumulative runoff from the San Lorenzo River registers 160 percent of average, making Water Year 2019 technically classified as Wet.

Across California, hydrologic conditions have improved dramatically from one year ago. Except for a small portion of southern California, virtually the entire state is mapped drought-free for the first time in nearly a decade.

The assessment of water supply and demand this year indicates that the Loch Lomond Reservoir will remain full through the month of June and will end the dry season in late 2019 at approximately 90 percent of capacity. In most years, the reservoir is usually drawn further down. This year, the combination of good flowing supplies and continuing low water demand system-wide means that treatment plant operators won't have to depend on the reservoir as much as they normally do during the peak summer season to meet the community's daily water needs, at least until later in the year. Accordingly, there is no reason the City needs to declare a shortage or impose temporarily restrictions on water use for 2019.

The forecast summarized above includes several assumptions and uncertainties about water supply and demand, as well as system operations. First, on the supply side, diversions from the City's North Coast sources for many years now have been strictly limited to support aquatic

WTFYI 077

habitat for threatened steelhead trout and endangered Coho salmon under an agreement with the California Department of Fish and Wildlife. That is not expected to change. Fishery bypass flows on the San Lorenzo River vary during the month and type of year depending on life cycle needs. This year, summer bypass flows at the City's main river intake at Tait Street will be highest ever experienced, reflecting the spirit of the agreement that calls for setting aside more water for fish at times like these when it is available. The Live Oak Wells are scheduled to go online in June, after an aquifer storage and recovery testing period at the Beltz 12 well site that is currently underway wraps up. It should be noted that, neighboring water suppliers that rely exclusively on groundwater have not seen the same recovery that the City has in its surface water sources. They are continuing to work to develop long-term solutions to achieve sustainable groundwater management.

On the water demand side, there has been little change in system wide water use over the last three years. Staff is projecting that demand will actually decline slightly, due to the recent switch over to recycled water at the Pasatiempo golf course. Santa Cruz customers continue to be highly conservative in their use of water; overall water demand today remains more than 20 percent lower than it was in 2013, before the recent drought. All these variables discussed above will be tracked through the dry season to improve forecasting accuracy. And as always, all reports of water waste received from field staff or the general public will continue to be tracked and followed up on appropriately in accordance with Water Department policy.

Submitted by:



Rosemary Menard
Water Director

Attachments:

- Figure 1: Monthly Rainfall, City of Santa Cruz
- Figure 2: Cumulative Rainfall City of Santa Cruz
- Figure 3: Mean Monthly Streamflow, San Lorenzo River at Big Trees
- Figure 4: Cumulative Runoff and Water Year Classification
- Figure 5: U.S. Drought Monitor, April 16 2019
- Figure 6: 2019 Water Supply and Demand Assessment
- Figure 7: Projected Reservoir Drawdown

Figure 1. Monthly Rainfall, City of Santa Cruz, 04/017/2019

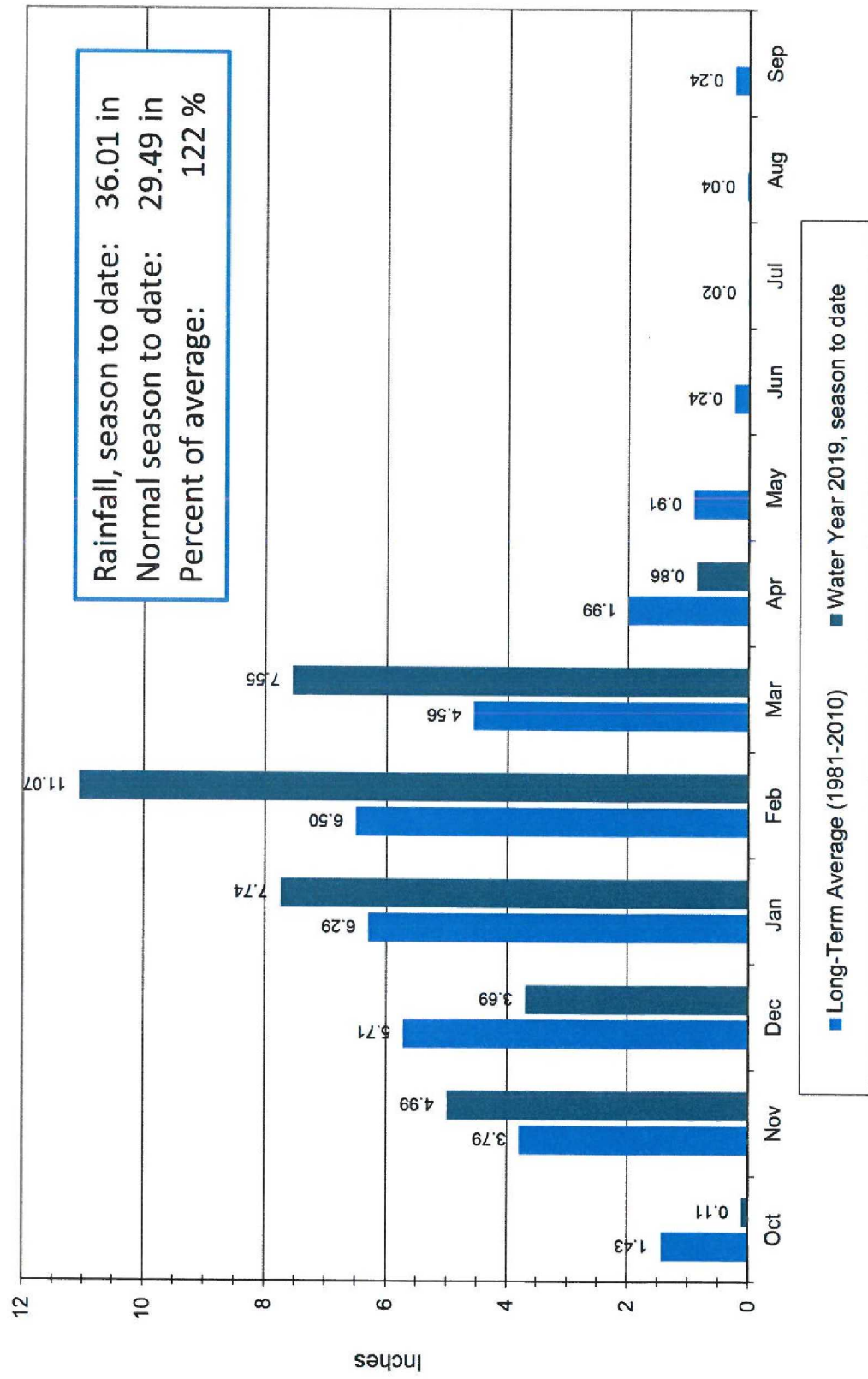


Figure 2.

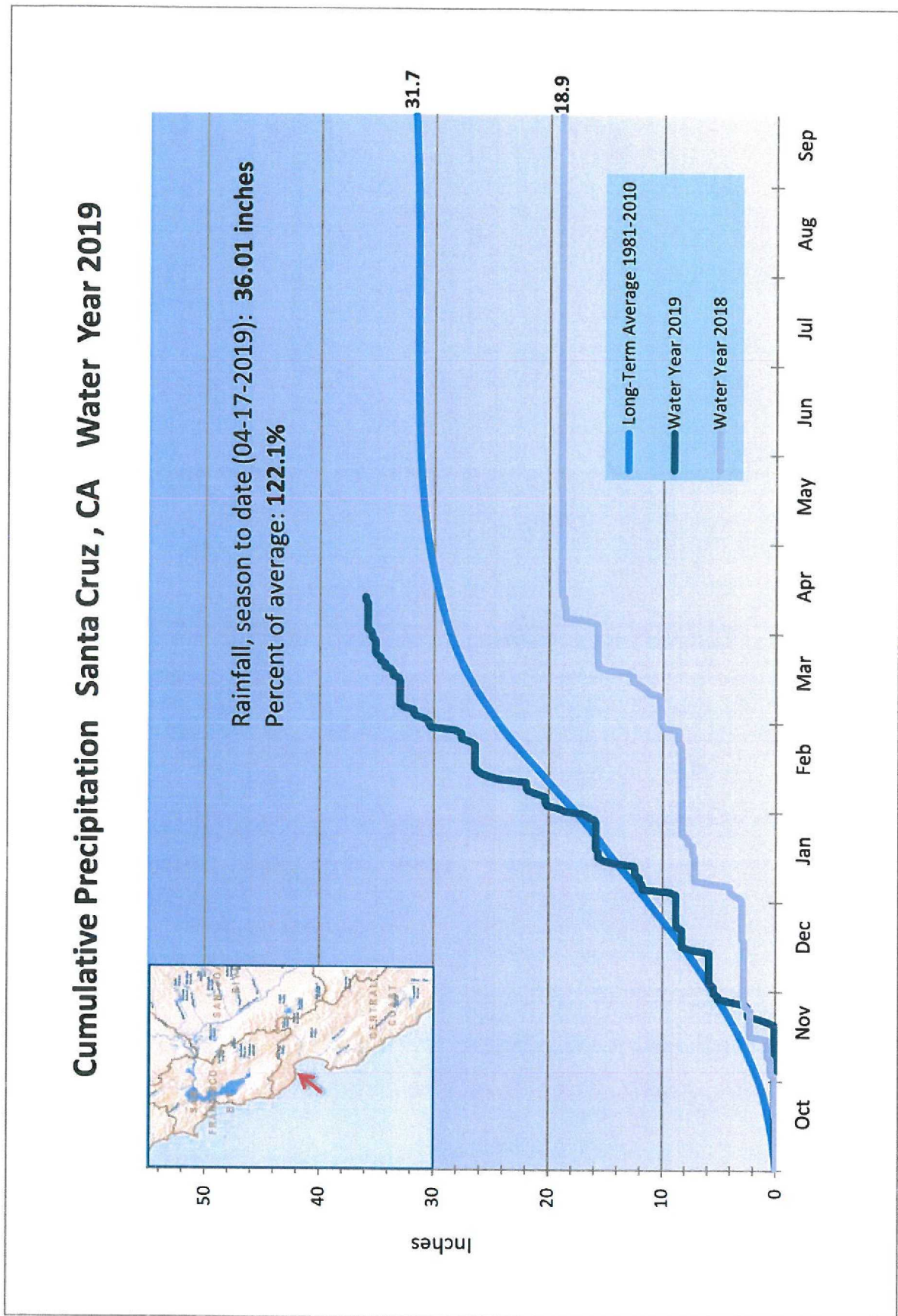
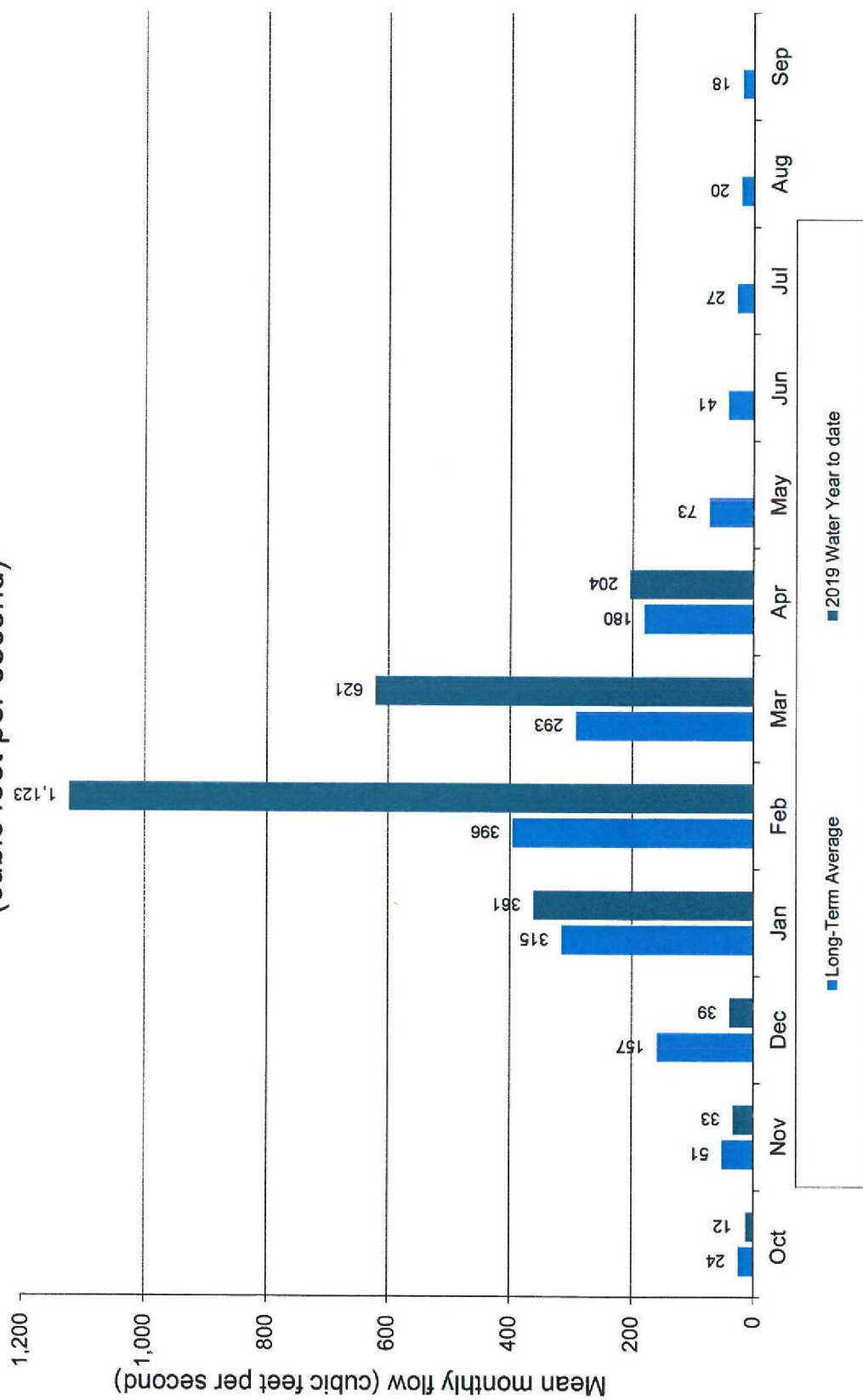
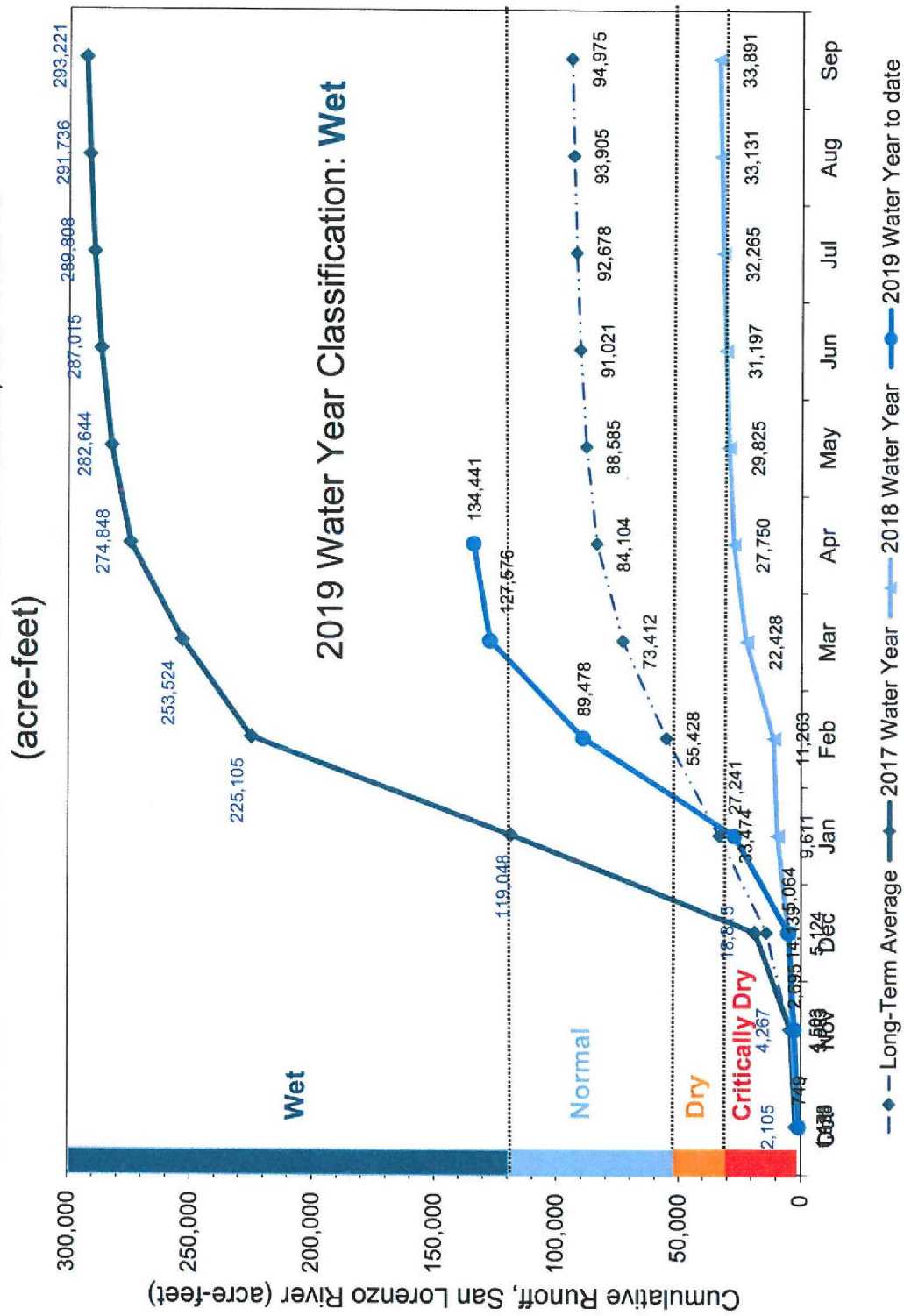


Figure 3.

Mean Monthly Streamflow, San Lorenzo River at Big Trees (cubic feet per second)

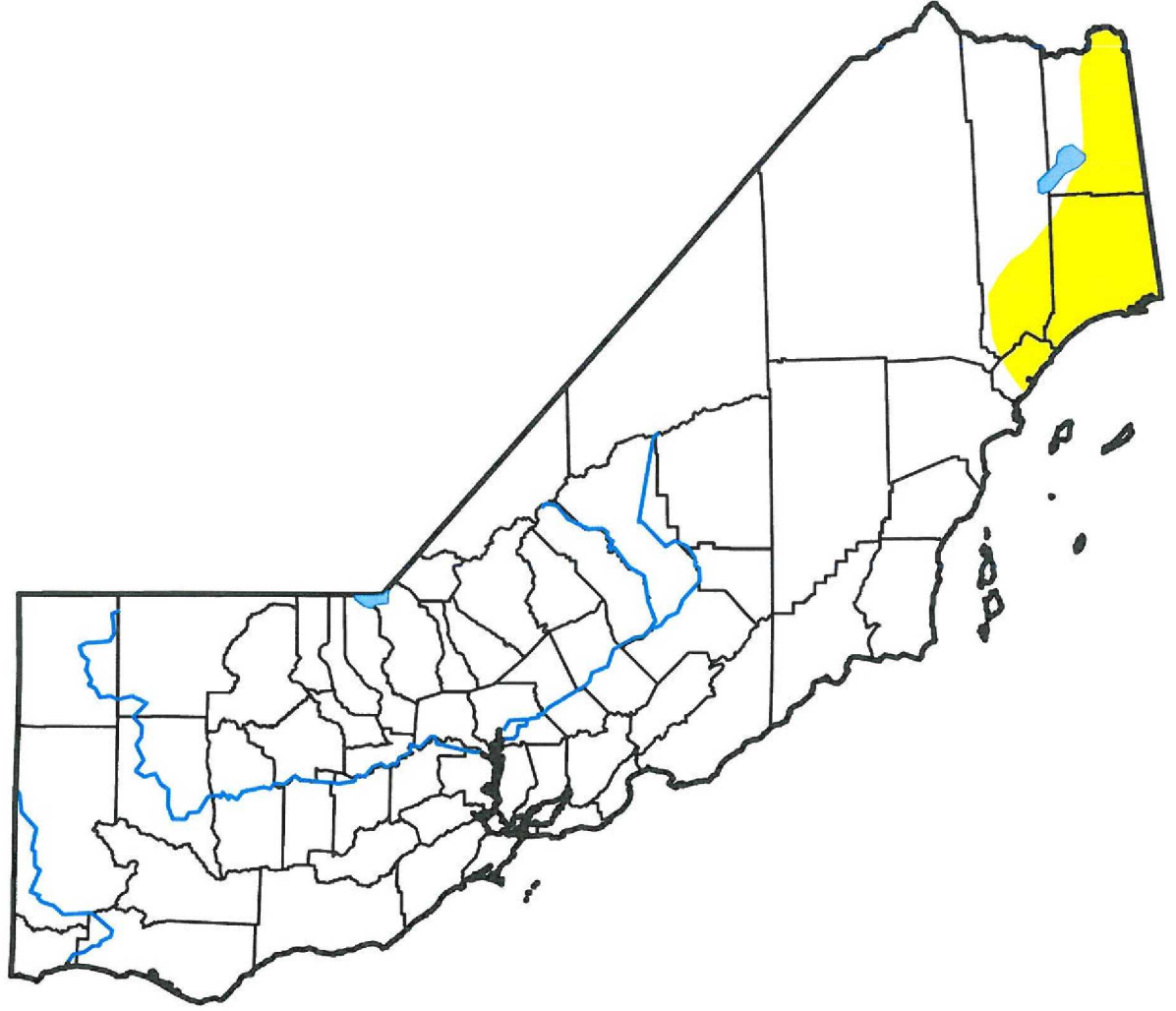


Cumulative Runoff and Water Year Classification, 04/17/2019



U.S. Drought Monitor California

April 16, 2019
(Released Thursday, Apr. 18, 2019)
Valid 8 a.m. EDT



Intensity:



The Drought Monitor focuses on broad-scale conditions. Local conditions may vary. See accompanying text summary for forecast statements.

Author:

David Miskus
NOAA/NWS/NCEP/CPC



<http://droughtmonitor.unl.edu/>

Figure 6.

2019 Water Supply Scenario No. 1

SCWD Production Forecast (million gallons)																
	April		May		June		July		Aug		Sep		Oct		Total	
	Projected	Actual	Projected	Actual	Projected	Actual	Projected	Actual	Projected	Actual	Projected	Actual	Projected	Actual	Projected	Actual
North Coast (gross production)	42		40		38		36		34		32		30		252	
North Coast (net production)	225		232		225		232		122		142		38		1,216	
San Lorenzo River	0		0		18		21		25		24		25		113	
Live Oak Wells	0		0		0		0		30		30		30		90	
Tail Wells	267		272		281		289		211		228		123		1,671	
Total Production without Lake	194		245		255		273		269		252		254		1,742	
Projected System Demand (row 46)																
Curtailed System Demand	0		0		0		0		58		24		131		213	
Lake Production Needed to Meet Demand	0.2		0.3		0.3		0.4		0.4		0.3		0.2		2	
Evaporation (feet)	9		13		13		18		18		13		9		93	
Evaporation (mil gal)	20		20		20		20		20		20		20		140	
Fish Release (mil gal)	2,830		2,830		2,830		2,830		2,818		2,738		2,691			
Beginning Lake Volume	356		77		44		26		16		10		15			
Projected Inflow from Newell Creek	2,830		2,830		2,830		2,818		2,738		2,691		2,546			
End of Month Lake Volume	577.3		577.3		577.3		577.1		575.7		574.9		572.3			
End of Month Lake Elevation (ft above msl)	0.0		0.0		0.0		-0.2		-1.4		-0.8		-2.6			
Monthly change in elevation	0.0		0.0		0.0		-0.2		-1.6		-2.4		-5.0			
Cumulative change in elevation	100.0		100.0		100.0		99.6		96.7		95.1		90.0			
Percent of capacity (%)																
Actual Storage, percent of capacity																
Data Forecast Ended: Month __, 2019																
1 Beginning lake level:	577.3															
North Coast Gross: No estimate																
North Coast: North coastnet production at coast pump station ranges from 1.4 mgd in spring to 1.0 mgd in fall																
2 San Lorenzo River forecast flow	W75															
3 Releases at Tail Diversion Hydrologic condition:	1															
Live Oak Wells: ASR testing through mid-July, per laidro, wells operating at approx. 0.6 in June, normal operations of 0.8 mgd after mid-July																
Tail Wells: Assume 1 MGD as needed when diversion of river is constrained by fish flows																
Level of Curtailment Imposed (May thru October):																
None																
Projected unconstrained system demand: % of 2017: 100% of 2017 adjusted down 0.1 to 0.2 mgd for Passatiempo using recycled water																
Assumptions for Loch Lomond Reservoir Lake level start/stop at 577.3, significant inflow after April 1 unknown																
Newell Creek Fish Release (line 15): Normal release - 1.0 cfs																
Actual																
Projected San Lorenzo River stream flow at Felton 04/	140.0		82.1		49.0		33.2		23.0		21.1		15.7		15.7	
Additional Inflow between Big Trees and Tail Diversion	1.0		1.0		0.5		0.5		0.0		0.0		0.0		0.0	
Flow at Tail St Diversion (cfs)	141.0		83.1		49.5		33.7		23.0		21.1		15.7		15.7	
Instream netting flow release at Tail Diversion (cfs)	18.4		18.5		18.5		18.2		16.4		13.3		13.3		13.3	
Release Buffer (cfs)	0.5		0.5		0.5		0.5		0.5		0.5		0.5		0.5	
Available Flow (cfs)	122.1		64.1		30.5		15.0		6.1		7.3		1.9		1.9	
Production (mg)	225.0		232.0		225.0		232.0		122.2		141.5		38.1		38.1	
Bypass Release as % Total Flow @ Tail	13%		22%		37%		54%		71%		83%		85%		85%	
Actual Flow																
Pleasure Point Monitoring Well Projected Groundwater Elevation (feet above MSL)																
Estimated monthly demand (mg)	194		245		255		273		269		252		254		1,742	
Estimated daily demand (mgd) - 100% of 2017 adjust	6.5		7.9		8.5		8.8		8.7		8.4		8.2		8.1	

Enter manually for months when river divers

Enter manually for months when river divers

Figure 7.

