

ACTION SUMMARY

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

CITY COUNCIL REGULAR MEETING

February 25, 2025
Action Summary prepared on February 28, 2024

Closed Session

12:30 PM

The Presiding Officer opened the City Council Closed Session at 12:30 p.m. in a public meeting via Zoom and in Council Chambers, for the purpose of announcing the agenda, and receiving public testimony.

Roll Call - Councilmembers Trigueiro, Brunner, Newsome, Golder, O'Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley.

Councilmembers absent: None.

Mayor Keeley opened the public comment period at 12:32 p.m. Mayor Keeley closed the public comment period at 12:32 p.m. and the meeting was adjourned to closed session.

Closed Session

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

Claimant: Garrison Property and Casualty Insurance

Claim against the City of Santa Cruz

Council received a status report, and took up under agenda item 9. No reportable action was taken.

Closed Session (continued)

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

SEIU Temporary Employees
SEIU Service Employees
Mid Managers, OE3
Supervisors, OE3
Fire Management
Fire, IAFF
Police Management
Police Officers Association
Executives

City Negotiator - Sara De Leon

Council received a status report from the City Negotiator, and no reportable action was taken.

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

GVC St. George, LLC v. City of Santa Cruz
(United States District Court Case No.CV-07695-BLF)

Council received a status report, and took no reportable action was taken.

City Council

1:30 PM

Call to Order - at 1:30 p.m.

Roll Call - Councilmembers Trigueiro, Brunner, Newsome, Golder, O'Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley.

Councilmembers Absent: None.

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

At 1:31 p.m. Mayor Keeley opened Oral Communications. Mayor Keeley closed Oral Communications at 1:37 p.m.

Presentation

4. Parking for Hope Check Presentation

Presiding Officer's Announcements

Statements of Disqualifications - None.

Additions and Deletions - Deputy City Clerk Administrator J. Wood announced items 14 and 16 have been continued to the March 11, 2025 City Council meeting, and item 17 has been continued to a future meeting.

City Attorney Report on Closed Session

Council Meeting Calendar

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

Consent Agenda

Councilmember Golder moved, seconded by Councilmember Brunner, to approve the Consent Agenda. The motion carried unanimously with the following vote. AYES: Councilmembers Trigueiro, Brunner, Newsome, Golder, O'Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley. NOES: None. ABSENT: None. DISQUALIFIED: None.

Consent Agenda (continued)

6. Minutes of the February 11, 2025 City Council Meeting (CC)

LOCATION: None

Motion carried to approve as submitted.

7. City Council Nomination of Rachel Dann to the County of Santa Cruz's Measure Q Safe Drinking Water, Clean Beaches, Wildfire Risk Reduction, and Wildlife Protection Act (WWWPA) Citizen's Oversight Advisory Board (CC)

LOCATION: Countywide

Motion carried to nominate Rachel Dann for appointment to the County of Santa Cruz's Measure Q Safe Drinking Water, Clean Beaches, Wildfire Risk Reduction, and Wildlife Protection Act (WWWPA) Citizen's Oversight Advisory Board.

8. Resolution Establishing the 2025 Security Deposit Interest Rate for Residential Rental Property (EDH)

LOCATION: Citywide

Resolution No. NS-30,444 was adopted establishing the 2025 interest rate for the residential security deposits at 0.01% and rescinding Resolution No. NS-30,287.

9. Liability Claim Filed Against the City of Santa Cruz (FN)

Motion carried to return as late claim 1) Garrison Property and Casualty Insurance, based on staff recommendation.

Consent Agenda (continued)

10. Department of Toxic Substances Control (DTSC) Equitable Communities Revitalization Grant for Soils Investigation and Remedial Action Planning in the Lower Main Meadow, Pogonip Open Space - Third Amendment to Agreement for Environmental Consulting Services (PR)

LOCATION: District 5

Motion carried to approve and authorize the City Manager to execute an amendment to the Professional Services Agreement with Remediation Risk Management, Inc. for environmental consulting services to investigate and plan for the remediation of soil contamination in the Lower Main Meadow, Pogonip Open Space, in a form approved by the City Attorney. The Director of Parks and Recreation is authorized to execute contract amendments within the approved project budget.

End Consent Agenda

Agenda Item 12 was pulled for further discussion.

Consent Public Hearings

Vice Mayor Kalantari-Johnson moved, seconded by Councilmember Trigueiro, to approve the remaining Consent Public Hearings Agenda. The motion carried unanimously with the following vote. AYES: Councilmembers Trigueiro, Brunner, Newsome, Golder, O'Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley. NOES: None. ABSENT: None. DISQUALIFIED: None.

11. 2nd Reading and Final Adoption of Ordinance No. 2025-02 Related to the Parking Lease Revenue Bond Authorization (FN/EDH/PW)

LOCATION: District 4

Motion carried to adopt Ordinance No. 2025-02 amending and restating Chapter 16.26 of the Municipal Code to permit the issuance of Parking Revenue Bonds by the City.

Consent Public Hearings (continued)

12. 2nd Reading and Final Adoption of Ordinance No. 2025-03 Amending Santa Cruz Municipal Code Chapter 9.36 (“Noise”) and Chapter 9.40 (“Sound Amplifying Equipment”) and Adding Objective Standards to Both Chapters (CN)

LOCATION: Citywide

Motion carried to re-introduce for publication Ordinance No. 2025-03 amending Santa Cruz Municipal Code Chapter 9.36 (“Noise”) and Chapter 9.40 (“Sound Amplifying Equipment”) and adding objective standards to both chapters with the following amendments:

Section 9.36.020(C):

From:

“If the noise producing source is on public property in a commercial zone (as defined below), amplified noise and/or repetitive banging or percussive noises that can be heard 75 or more feet from the noise-producing source are presumptively unreasonably loud or disturbing as prohibited by this section. This presumption, however, shall not apply to permitted amplification or percussion used in special events or performances permitted by the City under a different part of the Municipal Code (e.g., Public Gathering and Expression Events (Chapter 10.65) and Major Public Special Events (Chapter 10.64)).”

To:

“If the noise producing source is on public property in a commercial zone (as defined below), amplified noise and/or repetitive banging or percussive noises that can be heard **125** or more feet from the noise-producing source are presumptively unreasonably loud or disturbing as prohibited by this section. This presumption, however, shall not apply to permitted amplification or percussion used in special events or performances permitted by the City under a different part of the Municipal Code (e.g., Public Gathering and Expression Events (Chapter 10.65) and Major Public Special Events (Chapter 10.64)).”

Section 9.36.020(C)(1):

From:

“Within this section and SCMC §9.40.010(B)(3), the term “commercial zone” means one of the following places: (i) the area within the boundaries of the Downtown Plan Area, as currently adopted or as amended; or (ii) the area along or within 75 feet of any point of Soquel Ave. within the City of Santa Cruz; or (iii) the area along or within 75 feet of any point on Mission St./Highway 1 within the City of Santa Cruz.”

Consent Public Hearings (continued)

12. 2nd Reading and Final Adoption of Ordinance No. 2025-03 Amending Santa Cruz Municipal Code Chapter 9.36 (“Noise”) and Chapter 9.40 (“Sound Amplifying Equipment”) and Adding Objective Standards to Both Chapters (CN) (continued)

LOCATION: Citywide

Motion: (continued)

To:

“Within this section and SCMC §9.40.010(B)(3), the term “commercial zone” means one of the following places: (i) the area within the boundaries of the Downtown Plan Area, as currently adopted or as amended; or (ii) the area along or within 125 feet of any point of Soquel Ave. within the City of Santa Cruz; or (iii) the area along or within 125 feet of any point on Mission St./Highway 1 within the City of Santa Cruz.”

Section 9.40.010(B)(3):

From:

“Shall be operated at a volume of sound that is not be unreasonably loud, raucous, jarring, disturbing or a nuisance to reasonable persons of normal sensitiveness within the range of audibility, considering the factors set forth in Section 9.36.020(B). If the noise producing source is on public property in a commercial zone (as defined by SCMC §9.36.020(C)(1)), amplified noise that can be heard 75 or more feet from the noise-producing source is presumptively unreasonably loud or disturbing as prohibited by this subsection. This presumption, however, shall not apply to permitted amplification used in special events or performances permitted by the City under a different part of the Municipal Code (e.g., Public Gathering and Expression Events (Chapter 10.65), Major Public Special Events (Chapter 10.64))”

To:

“Shall be operated at a volume of sound that is not be unreasonably loud, raucous, jarring, disturbing or a nuisance to reasonable persons of normal sensitiveness within the range of audibility, considering the factors set forth in Section 9.36.020(B). If the noise producing source is on public property in a commercial zone (as defined by SCMC §9.36.020(C)(1)), amplified noise that can be heard 125 or more feet from the noise-producing source is presumptively unreasonably loud or disturbing as prohibited by this subsection. This presumption, however, shall not apply to permitted amplification used in special events or performances permitted by the City under a different part of the Municipal Code (e.g., Public Gathering and Expression Events (Chapter 10.65), Major Public Special Events (Chapter 10.64));”

Consent Public Hearings (continued)

12. 2nd Reading and Final Adoption of Ordinance No. 2025-03 Amending Santa Cruz Municipal Code Chapter 9.36 (“Noise”) and Chapter 9.40 (“Sound Amplifying Equipment”) and Adding Objective Standards to Both Chapters (CN) (continued)

LOCATION: Citywide

The motion carried with the following vote. AYES: Councilmembers Brunner, Newsome, Golder; Mayor Keeley. NOES: Councilmembers Trigueiro, O’Hara; Vice Mayor Kalantari-Johnson. ABSENT: None. DISQUALIFIED: None.

13. Minor Modifications to the Previously Adopted Amendments to Chapter 18.15 of the Municipal Code Requiring Additional Energy Standards for Alterations and Additions to Existing Single-Family Homes (CM/PL)

LOCATION: Citywide

Motion carried to introduce for publication Ordinance No. 2025-04 making minor changes to the previously adopted Municipal Code Chapter 18.15 which adopted local amendments to Title 24, Part 6 of the California Code of Regulations (California Energy Code). Council finds the amendments are consistent with the Negative Declaration approved for the City of Santa Cruz 2030 Climate Action Plan adopted by City Council on September 13, 2022. The ordinance is also exempt from CEQA under the general rule, 15061(b)(3) and per CEQA Guidelines Section 15308, Class 8, Actions by Regulatory Agencies for Protection of Natural Resources.

Public Hearings

14. Public Safety Impact Fee Nexus Study and Proposed Fees Update (FD/PD)

LOCATION: Citywide

This item was continued to the March 11, 2025 Council meeting and was not discussed.

Public Hearings (continued)15. Childcare Impact Fee Updates (PL)LOCATION: Citywide

Councilmember Golder moved, seconded by Vice Mayor Kalantari-Johnson, to:

- Introduce for publication Ordinance No. 2025-05 amending City of Santa Cruz Municipal Code Chapter 18.48 “Childcare Impact Fees,” modifying Section 18.48.050 Exemptions; and
- Adopt Resolution No. NS-30,445 updating the Childcare Impact Fees for residential and non-residential development and rescinding Resolution No. NS-29,812.

The motion carried unanimously with the following vote. AYES: Councilmembers Trigueiro, Brunner, Newsome, Golder, O’Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley. NOES: None. ABSENT: None. DISQUALIFIED: None.

16. 313 Swift Street (Application No. CP24-0104) - Assessor’s Parcel Number 003-161-32 - Request for 1) Acknowledgement of the Environmental Determination and Adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (MMRP) Pursuant to Section 15074 of the California Environmental Quality Act (CEQA); and 2) Consideration of the Application for a Planned Development Permit, Coastal Permit, Design Permit, and Heritage Tree Removal Permit to Allow Construction of a New, Four-Story, Approximately 120,604 Square-Foot Multifamily Educator Workforce Housing Project Encompassing Approximately 100 Residential Units, Approximately 119 Parking Spaces, New Landscaping, and Associated Site Modifications, Including the Removal of Up to Six (6) Heritage Trees, on a Site Located in the P-F/CZ-O (Public Facilities/Coastal Zone Overlay) Zoning District, Based on the Findings and Conditions of Approval Listed In Exhibit “A.” (Environmental Review: Initial Study/Mitigated Negative Declaration). (Applicant/Filed: Santa Cruz City School District/June 27, 2024) (PL)

LOCATION: District 6

This item was continued to the March 11, 2025 Council meeting and was not discussed.

General Business

17. Ordinance Amending Chapter 21.07 of the Santa Cruz Municipal Code to Create a Process Guaranteeing a Fair Rate of Return to Landlords of Properties with Expiring Affordability Agreements (CA)

LOCATION: Citywide

This item was continued to the March 11, 2025 Council meeting and was not discussed.

18. Resolution to Accept and Appropriate the Award from the State Affordable Housing Sustainable Communities (AHSC) Program for the Downtown Library and Affordable Housing Project (EDH)

LOCATION: District 4

Councilmember Newsome moved, seconded by Councilmember O'Hara, to adopt Resolution No. NS-30,446 authorizing the City Manager, or the Economic Development and Housing Director, to accept, and appropriate grant funds from the California Strategic Growth Council (SGC), as awarded, through the Round 7 State Affordable Housing and Sustainable Communities Grant Program (AHSC); and, to negotiate, execute, enter into, and deliver any necessary contracts, agreements, documents, amendments, in a form to be approved by the City Attorney; and take any other actions necessary to implement the grant funded project, in an aggregate amount(s) not to exceed the grant award of \$33,502,820.

The motion carried unanimously with the following vote. AYES: Councilmembers Trigueiro, Brunner, Newsome, Golder, O'Hara; Vice Mayor Kalantari-Johnson; Mayor Keeley. NOES: None. ABSENT: None. DISQUALIFIED: None.

Adjournment - At 3:03 p.m., motion carried to adjourn.