



# A G E N D A

## Special Meeting of the Scotts Valley City Council

**REMOTE ACCESS ONLY**

**Date: August 24, 2020**

**Time: 4:30 pm**

CONTACT INFORMATION	MEETING LOCATION	POSTING
City of Scotts Valley 1 Civic Center Drive Scotts Valley, CA 95066 (831) 440-5600	Zoom Videoconference/ Webinar	The agenda was posted 8-23-20 at City Hall and on the Internet at <a href="http://www.scottsvally.org">www.scottsvally.org</a> .

### PUBLIC ADVISORY REGARDING COVID-19 AND PUBLIC PARTICIPATION

Consistent with Executive Order No. N-29-20 issued by Governor Newsom on March 17, 2020, and the County of Santa Cruz Health Services Agency Shelter In Place Public Health Order dated March 31, 2020, the special Town Hall meeting of the City Council for August 24, 2020 will be conducted through videoconference. Elected Officials and City Staff Members will be participating remotely via videoconference.

#### **Public Participation:**

The meeting will be available on Zoom. For those wishing to participate via Zoom you can join the following ways:

- Join from a PC, Mac, iPad, iPhone or Android device:  
Please click this URL to join. <https://us02web.zoom.us/j/84390404444>
- Or join by phone:  
Dial(for higher quality, dial a number based on your current location):  
US: +1 669 900 9128 or +1 346 248 7799 or +1 253 215 8782 or +1 312 626 6799 or  
+1 646 558 8656 or +1 301 715 8592  
*Webinar ID: 843 9040 4444*

You will be given opportunities to provide public comment at the appropriate times throughout the meeting via Zoom. If you are participating via dial-up only, use \*9 to raise your hand at the requested time.

#### **How to comment via Zoom:**

1. At the appropriate times during the meeting for public comment, on items not on the agenda, and on specific agenda items, the Mayor will announce that public comment will be accepted. Our usual time limits of 3 minutes per individual, or 5 minutes for an individual who is representing a group of three or more, will apply. Please note that per our standard practice, this is not a question and answer time, but simply a time for you to provide your comments to the Council.

2. There is an option on Zoom to raise your hand. Please click on this option when the Mayor announces that public comment will be taken. Zoom places people in line automatically. If you are participating via dial-up, you can raise your hand at the appropriate time by pressing \*9. When it is your turn, the City Clerk will unmute you, and you will be able to make your comments based on the above time frames. Once your time is up, you will once again be muted and the next person in line will be given their opportunity to speak.

<b>ELECTED OFFICIALS</b>	<b>CITY STAFF MEMBERS</b>
Randy Johnson, Mayor Derek Timm, Vice Mayor Jack Dilles, Council Member Donna Lind, Council Member Jim Reed, Council Member	Tina Friend, City Manager Kirsten Powell, City Attorney Steve Walpole, Chief of Police Taylor Bateman, Community Development Director Daryl Jordan, Public Works Director

**CALL TO ORDER 4:30 PM**

**ROLL CALL**

**SPECIAL SET MATTER**

Persons wishing to speak on any item may do so by raising their hand to be recognized by the Mayor.

1. Consider approval of adopt Resolution No. 1984 to declare a Local Health Emergency due to the CZU August Lightning Complex Fires  
(City Attorney Powell)

**ADJOURNMENT**

**ADA NOTICE**

The City of Scotts Valley does not discriminate against persons with disabilities. The City Council Chambers is an accessible facility. If you wish to attend a City Council meeting and require assistance such as sign language, a translator, or other special assistance or devices in order to attend and participate at the meeting, please call the City Clerk's office at (831) 440-5602 five to seven days in advance of the meeting to make arrangements for assistance. If you require the agenda of a City Council meeting be available in an alternative format consistent with a specific disability, please call the City Clerk's Office. The California State Relay Service (TTY/VCO/HCO to Voice: English 1-800-735-2929, Spanish 1-800-855-3000; or, Voice to TTY/VCO/HCO: English 1-800-735-2922, Spanish 1-800-855-3000), provides Telecommunications Devices for the Deaf and Disabled and will provide a link between the TDD caller and users of telephone equipment.

**City of Scotts Valley  
CITY COUNCIL STAFF REPORT**

**DATE:** August 23, 2020

**TO:** Honorable Mayor and City Council

**FROM:** Kirsten Powell, City Attorney

**SUBJECT: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
SCOTTS VALLEY PROCLAIMING THE EXISTENCE OF A  
LOCAL EMERGENCY DUE TO THE CZU AUGUST LIGHTNING  
COMPLEX FIRES**

**SUMMARY OF ISSUE**

On August 16, 2020, a wildfire known as the CZU August Lightning Complex Fire (the "Fire") started in Northern Santa Cruz County. As of 6 a.m. August 23, 2020, the Fire has grown to over 71,000 acres requiring the evacuation of at least 77,000 people. The Fire is 8% contained. On Thursday, August 20, 2020, the City of Scotts Valley west of Highway 17 was evacuated.

On August 19, 2020, at 5:40 p.m., the City Manager, acting in her capacity as the Director of Civil Defense and Disaster, declared a local emergency due the Fire. Pursuant to Scotts Valley Municipal Code Section 2.48.050, the City Council must confirm the local emergency as soon as practicable. The purpose of declaring a local health emergency empowers the City to:

- More effectively respond to the Fire and the associated impacts to the residents of the City of Scotts Valley;
- Seek and utilize mutual aid;
- Potentially obtain reimbursement; and
- Ensure that the City of Scotts Valley staff have all the necessary tools and powers at their disposal to respond to the Fire and the associated impacts to the residents of the City of Scotts Valley.

The City of Scotts Valley activated its Emergency Operations Center and is working closely with Cal Fire and the Santa Cruz County Sheriff's Office.

**FISCAL IMPACT**

Declaration of a Local Health Emergency has no associated fiscal impact. However, addressing the effects of the Fire may cause the City to incur expenses, which could be reimbursed under the emergency declaration should Cal OES and FEMA disaster recovery assistance be approved.

**STAFF RECOMMENDATION**

Staff recommends that the City Council adopt Resolution No. 1984 to declare a Local Health Emergency due to the CZU August Lightning Complex Fires.

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## RESOLUTION NO. 1984

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE CZU AUGUST LIGHTNING COMPLEX FIRES

**WHEREAS**, California Government Code Section 8630 empowers the City Council to proclaim the existence or threatened existence of a Local Emergency when the City is affected or likely to be affected by a public calamity; and,

**WHEREAS**, Government Code Section 8634 empowers the City Council to promulgate orders and regulations to provide for the protection of life and property; and,

**WHEREAS**, Pursuant to Section 2.48.050 of the City of Scotts Valley's Municipal Code ("SVMC"), the Director of Civil Defense and Disaster declared a local emergency due to the CZU August Lightning Complex fires ("CZU Fire") on August 19, 2020 at 5:40 p.m.; and

**WHEREAS**, pursuant to SVMC Section 2.48.050, the City Council must confirm the local emergency as soon as practicable; and,

**WHEREAS**, the City Council does hereby find that conditions of extreme peril and a crippling disaster which severely impairs the safety of persons and/or property have arisen within the CITY caused by the CZU Fire, said cause commencing on or about 5:40 p.m. on August 19, 2020; and,

**WHEREAS**, the aforesaid conditions of extreme peril warrant and necessitate the confirmation of the existence of a Local Emergency.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Scotts Valley that:

1. The City Manager is hereby designated the Director of Civil Defense and Disaster and authorized to perform all duties outlined in SVMC Sections 2.48.050 and 2.48.060.

2. The Proclamation of a Local Emergency made on August 19, 2020, by the Director of Civil Defense and Disaster is hereby confirmed and a Local Emergency now exists throughout the City of Scotts Valley, California;

3. During the existence of this Local Emergency, the powers, functions and duties of the Director of Civil Defense and Disaster, and the emergency organization of the City of Scotts Valley shall be those prescribed by state law, by the SVMC and resolutions of the City of Scotts Valley, as well as this resolution and any subsequent emergency orders of the City Council;

4. The normal City of Scotts Valley goods and service procurement requests and purchase practices and ordinances are stayed during this period of emergency;

5. The content of this Resolution shall be given widespread publicity and notice as is reasonable and feasible under these circumstances; and,

6. This Local Emergency shall continue until it is terminated by proclamation of the City Council. Pursuant to Section 8630 of the Government 5 Code, the City Council shall proclaim the termination of a local emergency at the earliest possible date that conditions warrant. The need for continuing this local emergency shall be reviewed within 60 days by the City Council.

The above and foregoing resolution was duly and regularly adopted by the City Council of the City of Scotts Valley at a special meeting held on the 24<sup>th</sup> day of August, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Approved: \_\_\_\_\_  
Randy Johnson, Mayor

Attest: \_\_\_\_\_  
Tracy A. Ferrara, City Clerk