

City of Capitola Agenda

Mayor: Sam Storey
Vice Mayor: Dennis Norton
Council Members: Ed Bottorff
Stephanie Harlan
Michael Termini
Treasurer: Christine McBroom



REVISED

CAPITOLA CITY COUNCIL REGULAR MEETING

THURSDAY, OCTOBER 23, 2014

**CITY HALL COUNCIL CHAMBERS
420 CAPITOLA AVENUE, CAPITOLA, CA 95010**

**CLOSED SESSION – 6:30 PM
CITY MANAGER’S OFFICE**

An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council on closed session items only. There will be a report of any final decisions in City Council Chambers during the City Council's Open Session Meeting.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Govt. Code §54956.9)
Theresa Kloepfer, GAL for Kaitlin Kloepfer vs. the City of Capitola et al.
[Santa Cruz County Superior Court, Case No. CV179725]

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Govt. Code §54956.9(b)
One potential case: Water Rock claim

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL – 7:00 PM

All matters listed on the Regular Meeting of the Capitola City Council Agenda shall be considered as Public Hearings.

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Stephanie Harlan, Dennis Norton, Ed Bottorff, Michael Termini, and Mayor Sam Storey

2. PRESENTATIONS

- A. Presentation regarding the Government Finance Officers Association Excellence Award [GFOA Award].
- B. Monte Foundation 20th Anniversary Proclamation.
- C. Legislative update provided by Assemblymember Mark Stone.

3. REPORT ON CLOSED SESSION

4. ADDITIONAL MATERIALS

Additional information submitted to the City Council after distribution of the agenda packet.

- A. 9.C.
DETAILS:
Revised Staff Report.
- B. 9.C.
DETAILS:
Letter from the Glenn Hanna.

5. ADDITIONS AND DELETIONS TO AGENDA

6. PUBLIC COMMENTS

Oral Communications allows time for members of the Public to address the City Council on any item not on the Agenda. Presentations will be limited to three minutes per speaker. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the minutes. A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time.

7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

City Council Members/City Treasurer/Staff may comment on matters of a general nature or identify issues for staff response or future council consideration.

CAPITOLA CITY COUNCIL REGULAR MEETING - Thursday, October 23, 2014

8. CONSENT CALENDAR

All items listed in the "Consent Calendar" will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless members of the public or the City Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following General Government.

Note that all Ordinances which appear on the public agenda shall be determined to have been read by title and further reading waived.

- A. Consider approving the October 9, 2014, Regular City Council Meeting Minutes.
RECOMMENDED ACTION:
Approve Minutes.
- B. Approval of City Check Register Reports dated September 19, 2014; September 26, 2014; October 3, 2014; and October 10, 2014.
RECOMMENDED ACTION:
Approve the City Check Register Reports.

9. GENERAL GOVERNMENT / PUBLIC HEARINGS

General Government items are intended to provide an opportunity for public discussion of each item listed. The following procedure is followed for each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.

- A. Consider awarding a contract to MG Creations Skatepark Construction in the amount not to exceed \$50,000 to design and build the skate park portion of McGregor Park; and review the conceptual design for the skate park design.
RECOMMENDED ACTION:
Approve contract and provide direction regarding the design.
- B. Introduction of an Ordinance regarding safety requirements for the McGregor Skate Park [1st Reading].
RECOMMENDED ACTION:
Introduce Ordinance.
- C. Presentation regarding a potential Santa Cruz Regional Public Libraries funding measure.
RECOMMENDED ACTION:
Discuss and provide direction.
- D. Introduction of an Ordinance amending Chapter 17.10 of the City Municipal Code (Green Building Ordinance) [1st Reading].
RECOMMENDED ACTION:
Introduce Ordinance.

10. ADJOURNMENT

Adjourn to the next Regular Meeting of the City Council on Thursday, November 13, 2014, at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

CAPITOLA CITY COUNCIL REGULAR MEETING - Thursday, October 23, 2014

Note: 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 court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes “final.” Please be advised that in most instances the decision become “final” upon the City Council’s announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

Notice regarding City Council: The Capitola City Council meets on the 2nd and 4th Thursday of each month at 7:00 p.m. (or in no event earlier than 6:00 p.m.), in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

Agenda and Agenda Packet Materials: The City Council Agenda and the complete Agenda Packet are available for review on the City’s website: www.cityofcapitola.org and at Capitola City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola. Need more information? Contact the City Clerk’s office at 831-475-7300.

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

Americans with Disabilities Act: Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk’s office at least 24-hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

Televised Meetings: City Council meetings are cablecast “Live” on Charter Communications Cable TV Channel 8 and are recorded to be rebroadcasted at 8:00 a.m. on the Wednesday following the meetings and at 1:00 p.m. on Saturday following the first rebroadcast on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed “Live” on the City’s website at www.cityofcapitola.org by clicking on the Home Page link “**Meeting Video**”. Archived meetings can be viewed from the website at anytime.

City of Capitola Mayor's Proclamation

Rudolph Monte Foundation *Celebrating 20 Years of Community Spirit!*

WHEREAS, the Rudolph Monte Foundation is celebrating 20 years of community service this year; and

WHEREAS, Marc Monte, son of Rudolph Monte has come full circle from watching fireworks as a child in Capitola to sponsoring the fireworks show in Capitola; and

WHEREAS, the Rudolph Monte Foundation's original vision was to encourage students to get involved in the community, and then reward their participation with donations to schools, athletic programs, and other youth organizations; and

WHEREAS, over the years the Rudolph Monte Foundation has created many partnerships with communities, government, businesses, and schools to promote education in Santa Cruz County; and

WHEREAS, Marc Monte, president of Deluxe Foods in Aptos, started the Rudolph Monte Foundation fireworks extravaganzas and has raised over \$4 million dollars to improve local school facilities; and

WHEREAS, the Capitola Fireworks Extravaganza was held on Saturday, October 11, 2014, from the Capitola Wharf, with the show free to attendees and with all donations from Capitola businesses going to the Capitola Skate Park; and

WHEREAS, the Rudolph Monte Foundation will donate \$50,000 dollars to the Capitola Skate Park, located at McGregor Park; and

NOW, THEREFORE, BE IT RESOLVED, I, Sam Storey, Mayor of the City of Capitola and the entire City Council commends the Rudolph Monte Foundation for its 20 years of service to the people of Santa Cruz County and its commitment to the children of the City of Capitola. The City thanks you for the most spectacular grand finale ever seen in this County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Capitola this 23rd day of October, in two thousand fourteen.

Sam Storey, Mayor

Signed and sealed this 23rd day of October 2014

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**REVISED**

CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: CITY MANAGER'S DEPARTMENT
SUBJECT: SUMMARY OF PROPOSED DISTRIBUTION OF POSSIBLE REGIONAL LIBRARY FACILITIES FUNDING MEASURE

RECOMMENDED ACTION: Receive update regarding potential regional library facilities bond measure and provide direction.

BACKGROUND: On October 10, 2013, City Council received an update regarding the Library Facilities Master Plan for the Santa Cruz City County Library System, and a potential regional library funding measure. Based on the polling data, it appears a bond measure that generates approximately \$61 million regionally for facility improvements may receive the necessary 66% support from voters. The Facilities Master Plan called for a 13,000-square-foot new library in Capitola, with an estimated \$11.4 million construction cost.

Over the last year the Santa Cruz County Library Joint Powers Board (JPA) and the administrators for the various participating jurisdictions have held numerous meetings to discuss the distribution of the potential bond proceeds; however they have been unable to reach consensus regarding a proper allocation of funds.

Regardless of the measure's outcome, the City of Capitola is under contract with the County of Santa Cruz to begin construction by 2018 on a branch library that is at least 7,000 square foot branch library. The City has set aside \$2.6 million in former-Redevelopment Agency (RDA) funding for a library project. Should a regional measure not prove feasible, the City may consider building a smaller reduced-cost facility. This project could be funded with contributions from the General Fund or a local funding measure.

DISCUSSION: In an effort to find a regional solution to the distribution of funds, all jurisdictions have been asked to consider reducing their portion of the funding. To some extent such a reduction may be reasonable for Capitola, as the City has saved the \$2.6 million in former-RDA funds for a library project. However there are a number of considerations which could affect the City's position regarding the distribution of the potential bond proceeds

First, depending on the ultimate location of the library, the former RDA funds may be subject to restrictions and may not all be available for construction. Second, depending on the location of the library, additional land may need to be acquired which is not included in the \$11.4 million estimate. Land acquisition(s) could add an additional \$1-2 million in costs. Lastly, the current cost estimates do not include any temporary library facilities.

To date, staffs' position on a reduction for Capitola has been that if such a reduction is part of a regional effort to balance the funding, and doesn't simply result in a cut for Capitola with corresponding increases for other jurisdictions; such a reduction may be considered.

Council Member Termini has requested this item be placed on the agenda to provide feedback from the full City Council regarding the City's position on the funding distribution of a regional tax measure.

As the library facilities in Live Oak and Scotts Valley are relatively new, it has been a challenge to determine how best to integrate those areas into this measure. County representatives have indicated the amount allocated in the following table to Live Oak to be too low. Scotts Valley has requested parity with the Live Oak Branch, as they feel they are similarly situated areas in terms of their needs for their communities. The following table summarizes the various funding proposals that have been considered by the JPA Board.

Item #: 4.A. 9.C. Revised Staff Report.pdf

October 23, 2014 Agenda Report

Summary of Proposed Distribution of Possible Regional Library Facilities Funding Measure

Branch	Facility Master Plan Estimates	Feb JPA Board Packet Figures	July JPA Board Packet	Sept JPA Board Packet
Santa Cruz City				
Downtown	24.9-35.6	26.9	27	26.2
Headquarters	0.7		0.4	0.4
Garfield Park	0.4	0.3	0.3	0.3
Branciforte	1.5-1.7	1.6	1.6	1.6
TOTAL SC City	\$27.5 - \$38.4M	\$28.8M	\$29.3M	\$28.5M
Scotts Valley				
Scotts Valley Branch	\$1.3-\$5.4M	\$5.8M	\$1M	\$1M
Capitola				
Capitola Branch	\$10.2-\$12.9M	\$11.4M	\$11.4M	\$10.5M
Santa Cruz County				
Live Oak	1.5-1.7	7.9-10.9	1.7	1.7
Felton	8.6	9.4	9.4	9.4
Aptos	7.6-13.4	8.2	7.9	7.9
La Selva Beach	0.5	0.5	0.5	0.5
Boulder Creek	1.6-1.8	1.6	1.6	1.6
TOTAL SC County	\$19.8 - \$26M	\$27.6 - \$30.6M	\$21.14M	\$21.1M
Issuance costs				\$2.1M
TOTAL	\$58.8 - \$82.7M	\$73.6 - \$76.6M	\$62.83.1 M	\$63.2M

FISCAL IMPACT: To be determined.

Report Prepared By: Jamie Goldstein
City Manager

Reviewed and Forwarded
by City Manager: 

October 19, 2014

Capitola City Council
420 Capitola Ave
Capitola, CA 95010

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CITY OF CAPITOLA

Dear Council Members:

I believe the staff discussion of the potential Regional Library Facilities Bond Measure being presented on October 23th is incomplete. My areas of concern are:

GOVERNANCE

In June 2014 the County gave notice to the JPA that it was withdrawing from the Library Financing Authority effective July 2017. Presently the County is unwilling to commit to the JPA's facilities funding proposal until modifications to the library system's operational and governance systems are undertaken. The County's position is essentially "after we fix the governance we can talk about a facilities bond". Until the County and City of Santa Cruz agree on what governance changes are mutually acceptable, no bond proposal will move forward. At the moment it is not clear how soon this issue can be resolved.

FUNDING

The JPA's proposed long range facility plan calls for a 13000 sq. ft. library costing about \$11M located on Bay Ave at the upper end of the Pacific Cove property. It is unclear what, if any, community input was received by the JPA in the formulation of their current library plans for Capitola. The size and location and hence the cost of the Capitola library should be determined primarily by the citizens of Capitola.

I am confident that the Library Advisory Committee working with the community at large will be able to formulate a comprehensive library plan for Capitola. Unfortunately this cannot happen until the rift between the County and the JPA is settled as this is key to providing financing for the Capitola library.

I have enclosed for your review a recent letter from the County to the JPA on this matter.

Sincerely,



Glenn Hanna

cc: City Manager
Capitola Library Advisory Board

SANTA CRUZ COUNTY

ADMINISTRATIVE OFFICE



To: Library Joint Powers Board
From: Susan Mauriello, County Administrative Officer *Susan A. Mauriello*
Subject: Establishment of New and Revised Library Joint Powers Agreements *ak*
Date: September 5, 2014

The agenda packet for the September 8th meeting of the Library Joint Powers Board (LJPB) includes a proposed new Joint Exercise of Powers Agreement (JPA) establishing the Santa Cruz Libraries Facilities Financing Authority. County staff received a first draft of the new JPA on August 14 and a revised document on September 2. The timeline provided allows for an abbreviated review and additional issues may be identified later. At this time, County staff is unable to recommend approval of the new JPA to the Board of Supervisors for the reasons discussed below.

As the LJPB is aware, the Library's operational and financial agreements have been under discussion for several months, and a number of overarching issues remain unresolved. These issues must be resolved in order for the County to understand the overall plan for the future of Library services in the County.

- **Library JPA** – The jurisdictions have been unable to develop an operational agreement that the jurisdictions can live with for an extended period of time. The current operational agreement expires on July 1, 2017. The County needs to know that the new agreement will provide solutions to the issues of organizational structure, powers and duties, budget, term, governance, employees, service levels, distribution of assets and withdrawal.
- **Library Financing JPA** – The jurisdictions are close to reaching a consensus on modifications to the Maintenance of Effort (MOE) contributions and distributions. County and City of Watsonville staff have already agreed to recommended MOEs for their jurisdictions, and in the case of the City of Watsonville a change to its distribution to align with property tax growth and service area population. We are waiting for the City of Santa Cruz to provide concurrence to the recommended contribution for the City of Santa Cruz going forward. The JPA needs to be amended accordingly.
- **Library Facilities JPA** – The new JPA for library facilities financing states an *intention* to establish a Memorandum of Understanding (MOU) that addresses the allocation of funds, minimum deliverables of each project, disposition of unspent funds, roles and responsibilities of the Library and each jurisdiction, and definition of design standards. These issues need to be resolved and included in the new JPA, not an MOU where

Memo to Library Joint Powers Board
September 5, 2014
Page 2

the terms are unknown and raise new issues, and may not be executed or enforceable. The new JPA should establish the following:

- o Provide a one-time authorization to establish a Community Facilities District on terms acceptable to all parties;
- o Identify the amount of the bond to be issued requiring the unanimous consent of the parties;
- o Delineate the total amount of library improvements and allocations by branch, including a fair share for residents of Live Oak, which will be distributed to the jurisdictions upon issuance of the bonds to the entities of the JPA; and
- o Require the jurisdictions to manage the construction of their own branches with the input of the Library Director with cost overruns to be the responsibility of the affected entity

Please understand that the County is not interested in entering into any JPA that would authorize taxing the residents of the County without understanding how those funds would be managed and used. In addition, the JPA provides unfettered discretion as to the number and amount of bonds to be issued. We envision approving one such authorization in an amount to be unanimously approved by the governing boards of the entities in the JPA.

With regard to a few other areas of concern:

1. The designation of counsel should be by Board concurrence and not specified in the JPA; in the alternate, independent counsel should be prescribed.
2. The powers contained in Section 5 are too broad.
3. Liability issues require further detail.
4. Details on audits, defense and indemnification also need work.

When these issues are resolved, County staff will be pleased to move forward with a recommendation on a new JPA for library facilities financing. It is imperative that the County understand the entire transaction before moving forward. Please do not hesitate to contact me at (831) 454-2100 if you have any questions.

cc: Board of Supervisors
County Counsel
City Managers
Library Director

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CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: OFFICE OF THE CITY CLERK

SUBJECT: MINUTES OF THE OCTOBER 9, 2014, REGULAR COUNCIL MEETING

RECOMMENDED ACTION: Approve the subject minutes as submitted.

DISCUSSION: Attached for City Council review and approval are the minutes of the subject meeting.

ATTACHMENTS:

1. October 9, 2014, Regular Meeting Minutes.

Report Prepared By: Susan Sneddon, CMC
City Clerk

Reviewed and Forwarded
By City Manager: 

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**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, OCTOBER 9, 2014 - 7:00 PM**

**CLOSED SESSION – 6:30 PM
CITY MANAGER'S OFFICE**

CALL TO ORDER

Mayor Storey called the meeting to order at 6:30 PM. He announced the items to be discussed in Closed Session, as follows:

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR
[Govt. Code § 54956.8]**

Property: 420 Capitola Avenue, Capitola, CA (City of Capitola, Owner)
City Negotiator: City Manager
Negotiating Parties: Moss Beach Associates, LLC
Under Negotiation: Real Property Sale

LIABILITY CLAIMS [Govt. Code §54956.95]

Claimant: Richard Wade
Agency claimed against: City of Capitola

Henry Ryan, 750 47th Avenue, stated concerns regarding the proposed Exclusive Negotiating Agreement for the City Hall property; specifically issues related to traffic and future climate change affecting the Village.

Mayor Storey recessed the meeting at 6:40 p.m. to the Closed Session in the City Manager's Office.

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL – 7:00 PM

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Stephanie Harlan, Dennis Norton, Ed Bottorff, Michael Termini, and Mayor Sam Storey

2. PRESENTATIONS

- A. Presentation of the College Awareness Week Proclamation. [120-40]
Proclamation received by County Superintendent of Schools Michael Watkins.

3. REPORT ON CLOSED SESSION

City Attorney John Barisone stated that the City Council received a status report from City Manager Goldstein regarding real property negotiations with Moss Beach Associates, LLC, related to the City Hall property (420 Capitola Avenue); there was no reportable action; this item is listed on tonight's regular meeting agenda. Mr. Barisone stated that the Council received a report regarding the Richard Wade tort claim, which is on the Council's regular meeting Consent Calendar this evening.

CAPITOLA CITY COUNCIL MEETING MINUTES - Thursday, October 9, 2014

4. ADDITIONAL MATERIALS

Mayor Storey stated that the City Council was provided additional material regarding to Item 8.D. and Item 9.B.

5. ADDITIONS AND DELETIONS TO AGENDA

Mayor Storey suggested that Item 9.B. be discussed before Item 9.A.

ACTION Motion made by Council Member Termini, seconded by Council Member Harlan, to discuss Item 9.B. prior to Item 9.A. The motion was passed unanimously.

6. PUBLIC COMMENTS

7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Police Captain Held announced the Monte Foundation Fireworks Show to be held on Saturday, October 11th.

City Clerk Sneddon stated that the City is seeking Capitola representatives to various City committees and commissions.

Council Member Norton requested an update from City Manager Goldstein regarding the Capitola Mall and the Mall Transit Center. City Manager Goldstein provided a brief update and stated that this item will be before the City Council later this year.

Council Member Harlan reported that some of the residents at Brookvale Terrace are being affected by the renovations at the facility.

Council Member Termini requested that staff look into an additional crosswalk midway on Jade Street.

8. CONSENT CALENDAR

Jim Machado, Deluxe Cab Company, stated that he supports the proposed Resolution setting the liability insurance requirements for taxi cab vendors (Item 8.D.).

- A. Consider approving the September 25, 2014, Regular City Council Meeting Minutes.
- B. Receive the October 2, 2014, Regular Planning Commission Meeting Action Minutes. [740-50]
- C. Receive a Post Adoption Assessment Report regarding the General Plan Update process. [740-40]
- D. Adoption of Resolution No. 4002 setting the liability insurance requirements for approved taxi cab vendors. 770-10]
- E. Consider denying liability claim of Richard Wade in the amount of \$6,500 and forward to the City's liability insurance carrier. [Claims Binder]
- F. Consider a contract with PRC, Inc. to provide building plan review and inspection services. [500-10 A/C: PRC, Inc.]

ACTION Motion made by Council Member Harlan, seconded by Council Member Termini, to approve the following Consent Calendar Items 8.A., 8.B., 8.C., 8.D., 8.E. and 8.F. The motion was passed unanimously.

CAPITOLA CITY COUNCIL MINUTES – Thursday, October 9, 2014

9. GENERAL GOVERNMENT / PUBLIC HEARINGS

- B. Consider the approval of an Exclusive Negotiating Agreement for City Hall property with Lawlor/French, LLC.; and authorize the City Manager to enter into the agreement. [200-05/500-10 A/C: Lawlor/French, LLC.]

Council Member Termini stated that the City's Library Ad Hoc Committee is recommending that the Capitola Library stay in its current location. He requested that staff move forward with public outreach regarding the proposed City's library.

The following residents stated their opposition and/or concerns to the Exclusive Negotiating Agreement:

- Vicki Campbell
- Jacques Bertrand
- Mick Routh
- Ron Graves
- Jerry Clark
- Bruce Dunn
- Linda Hanson
- Margaret Kinstler
- James Wallace

TJ Welch, Depot Hill, stated his reasoning for being in favor of the City moving forward with the Exclusive Negotiating Agreement.

Craig French and Owen Lawlor, consultants, stated that they are willing to help facilitate a community visionary process regarding this proposed project.

ACTION

Motion made by Council Member Termini, seconded by Council Member Norton, to decline the Exclusive Negotiating Agreement (ENA) for City Hall property with Lawlor/French, LLC.; to direct staff to bring back material regarding this proposal and to develop a plan for public outreach in moving forward with a possible project for the City Hall property; and for staff to develop a timetable for moving forward with a process to obtain public input. The motion carried with the following vote: AYES: Council Members Norton, Termini, and Mayor Storey. NOES: Council Members Bottorff and Harlan. ABSENT: None. ABSTAIN: None.

- A. Consider a Resolution approving the City of Capitola Five-Year Capital Improvement Program (CIP) for Fiscal Years 2014/2015 - 2018/2019. [330-20]

Laurie Hill, resident, stated that the City should focus on moving forward in completing the City's proposed Capitola Improvement projects.

Jacques Bertrand, resident, remarked on parking issues along Park Avenue.

ACTION Motion made by Council Member Norton, seconded by Council Member Harlan, to adopt Resolution No. 4003 approving the City of Capitola Five-Year Capital Improvement Program (CIP) for Fiscal Years 2014/2015-2018/2019 with the following changes: to include traffic calming on Wharf Road as part of the planned paving project scheduled for Fiscal Year 2018/2019; to add the Depot Hill Stairway Rehabilitation Project as an unprogrammed CIP Street project; and to come back with a \$75,000 budget adjustment to add an ADA Improvements Project. The motion was passed unanimously.

10. ADJOURNMENT

Mayor Storey adjourned the meeting at 9:27 p.m. to the next Regular Meeting of the City Council to be held on Thursday, October 23, 2014, at 7:00 p.m., in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

ATTEST:

Susan Sneddon, City Clerk

CMC

Sam Storey, Mayor

DRAFT



CITY COUNCIL AGENDA REPORT MEETING OF OCTOBER 23, 2014

FROM: FINANCE DEPARTMENT
SUBJECT: CITY CHECK REGISTER REPORT

RECOMMENDED ACTION: Approve the attached Check Register Reports for September 19, September 26, October 3, and October 10, 2014

DISCUSSION: Check Registers are attached for:

Date	Starting Check #	Ending Check #	Total Checks/EFT	Amount
9/19/14	78498	78556	61	\$129,993.81
9/26/14	78557	78600	45	\$191,526.59
10/3/14	78601	78677	78	\$263,594.58
10/10/14	78678	78730	57	\$187,660.94

The check register of September 12, 2014 ended with check #78497.

Following is a list of checks issued for more than \$10,000.00, and a brief description of the expenditure:

Check	Issued to:	Dept.	Purpose	Amount
78505	City of Santa Cruz	PD	Jul-Sep Lifeguard Services	\$43,000.00
78525	Peelle Technologies	IT	Laserfiche Procurement	\$10,239.00
EFT	IRS	FIN	9/19/14 Fed Withholding&MCare	\$28,230.32
78583	PG&E	PW	Monthly Gas & Electric	\$16,231.97
78595	Toyota of Santa Cruz	CDD	Bldg dept Prius purchase	\$24,368.31
78600	Water Rock Construction	PW	Pac Cove Pkg Lot Change Order	\$45,209.62
EFT	CalPERS	FIN	9/19/14 PERS Contributions	\$64,478.41
78604	Atchison, Barisone & et al	CM	Aug Legal Services	\$22,276.00
78659	SCC Auditor Controller	PD	Citation Surcharges, Aug2014	\$15,627.50
78661	SC Regional 911	PD	Operating Exp, Pymt 2	\$98,383.00
EFT	CalPERS	FIN	Oct Group Health Ins	\$61,291.90
78693	Earthworks Paving	PW	Progress Pymt #1	\$10,183.50
78715	SC Regional 911	PD	FY14/15 Debt Service	\$28,742.00
EFT	IRS	FIN	10/3/14 Fed Withholding&MCare	\$27,121.48
EFT	CalPERS	FIN	10/3/14 PERS Contributions	\$64,972.38

ATTACHMENTS: (1) Check Register for Sept. 19, 2014; (2) Check Register for Sept. 26, 2014; (3) Check Register for October 3, 2014; and (4) Check Register for October 10, 2014

Report Prepared By: Linda Benko
Accounts Payable Clerk

Reviewed and Forwarded
by City Manager: 

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Checks dated 9/19/14 numbered 78498 to 78556 for a total of \$94,412.09 plus two EFT's for \$35,581.72 have been reviewed and authorized for distribution by the City Manager


As of 9/19/14 the unaudited cash balance is \$2,350,948

CASH POSITION - CITY OF CAPITOLA 9/19/14

	<u>Net Balance</u>
General Fund	\$ 271,623
Contingency Reserve Fund	\$ 1,621,346
Worker's Comp. Ins. Fund	\$ 221,853
Self Insurance Liability Fund	\$ (63,177) ¹
Stores Fund	\$ 5,844
Information Technology Fund	\$ 117,529
Equipment Replacement	\$ 118,058
Compensated Absences Fund	\$ 57,873
TOTAL UNASSIGNED GENERAL FUNDS	<u><u>\$ 2,350,948</u></u>

The Emergency Reserve Fund Balance is \$584,105.54 (not included above).

¹ The self-insurance fund paid a settlement in the amount of \$147,500. Sufficient cash is available for use from the Contingency Fund in accordance with Administrative Procedure III-3, Section C3. Cash in the amount of \$88,500 is anticipated to be repaid by the Successor Agency. Internal Service Fund cash transfers of \$44,500 are also anticipated to be recorded at the end of September and December.



 Jamie Goldstein, City Manager

9/19/2014

 Date



 Christine McBroom, City Treasurer

10/14/2014

 Date

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78498	09/19/2014 Invoice 2118	Open	Date 09/04/2014	Description 4140R Capitola Rd Analysis	ACCESS COMPLIANCE SERVICES	\$400.00 \$400.00
78499	09/19/2014 Invoice 382044	Open	Date 09/11/2014	Description Fill sand	APTOS LANDSCAPE SUPPLY, INC.	\$26.40 \$26.40
78500	09/19/2014 Invoice 4016230	Open	Date 08/20/2014	Description Museum Display Expense	BAY PHOTO LAB	\$23.92 \$23.92
78501	09/19/2014 Invoice 2015-00000212 2015-00000218	Open	Date 09/11/2014 09/17/2014	Description Softball Official Beyers Softball Umpires August - September 2014	BEYERS, FRED C	\$891.00 \$825.00 \$66.00
78502	09/19/2014 Invoice 052282	Open	Date 09/04/2014	Description VIP fingerprints	CA DEPARTMENT OF JUSTICE	\$47.00 \$47.00
78503	09/19/2014 Invoice 133620	Open	Date 08/28/2014	Description Aug active meters	CALE AMERICA INC.	\$1,829.00 \$1,829.00
78504	09/19/2014 Invoice 2015-00000221	Open	Date 09/17/2014	Description POA DUES 9/19/14 Pay Date	CAPITOLA PEACE OFFICERS ASSOC	\$1,622.75 \$1,622.75
78505	09/19/2014 Invoice 024453	Open	Date 09/08/2014	Description July-Sept 2014 Lifeguard Services	CITY OF SANTA CRUZ	\$43,000.00 \$43,000.00
78506	09/19/2014 Invoice 47527	Open	Date 08/29/2014	Description Update Muni Code	CODE PUBLISHING COMPANY INC.	\$321.75 \$321.75
78507	09/19/2014 Invoice 10953011	Open	Date 08/20/2014	Description Parking Warning Pads, PD	COMMUNITY PRINTERS	\$319.36 \$319.36
78508	09/19/2014 Invoice 2088	Open	Date 09/04/2014	Description Aug Planning & City Council Meeting	COMMUNITY TELEVISION OF SCC	\$315.00 \$315.00
78509	09/19/2014 Invoice 20140826 20140908	Open	Date 08/31/2014 09/08/2014	Description Office supplies Coffee-PD	CVS PHARMACY INC.	\$72.94 \$42.47 \$30.47

City of Capitola

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78510	09/19/2014 Invoice 1147	Open	Date 09/01/2014	Description Quarterly Inspection & maintenance	ELEVATOR SERVICE COMPANY, INC.	\$165.00
78511	09/19/2014 Invoice 8631276	Open	Date 09/04/2014	Description Irrigation supplies	EWING IRRIGATION	\$37.48
78512	09/19/2014 Invoice 3087742 3095188	Open	Date 09/04/2014 09/04/2014	Description Acorn cartridge - Esplanade showers Urinal valve	FERGUSON ENTERPRISES, INC.	\$851.77
78513	09/19/2014 Invoice 140814	Open	Date 08/21/2014	Description Bike 031	HOLLISTER HONDA	\$348.69
78514	09/19/2014 Invoice S152647	Open	Date 08/31/2014	Description Crew Services - 8/18,-22, 8/25-29/17	HOPE REHABILITATION SERVICES	\$1,750.00
78515	09/19/2014 Invoice 2015-00000222	Open	Date 09/17/2014	Description Retirement Plan Contributions, 9/19/14	ICMA RETIREMENT TRUST 457	\$4,374.16
78516	09/19/2014 Invoice 18748	Open	Date 08/25/2014	Description July Building Plan Reviews	INTERWEST CONSULTING GROUP IN	\$1,621.81
78517	09/19/2014 Invoice 080814a 090214	Open	Date 09/12/2014 09/12/2014	Description Consulting Arborist Services 108 Central Consulting Arborist Services 203 Central	JAMES P ALLEN & ASSOC	\$585.00
78518	09/19/2014 Invoice 35969	Open	Date 07/11/2014	Description Evans, helmet from accident	METRO MOBILE COMMUNICATIONS	\$805.40
78519	09/19/2014 Invoice 394050	Open	Date 08/28/2014	Description Auto Parts, Shop F-250	MID-COUNTY AUTO SUPPLY	\$32.52
78520	09/19/2014 Invoice 2015-00000207	Open	Date 08/31/2014	Description Monthly Uniform & Misc Cleaning	MISSION LINEN SUPPLY	\$1,012.89
78521	09/19/2014 Invoice 2015-00000217	Open	Date 09/15/2014	Description Early Fall Inst Payment 2014	NOLAN, WENDY	\$187.20

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78522	09/19/2014	Open			O'Reilly Auto Parts	\$23.90
	Invoice		Date	Description		Amount
	2763-449249		08/28/2014	Auto Parts, Global Sweeper		\$28.25
	2763-449249c		08/28/2014	credit overpymt, 8/28 stmt		(\$4.35)
78523	09/19/2014	Open			PACIFIC VETERINARY SPECIALISTS	\$314.60
	Invoice		Date	Description		Amount
	353853		08/19/2014	Animal Control Expense, 14c-01685		\$144.10
	355243		08/19/2014	Animal Control Expense, 14c-01718		\$170.50
78524	09/19/2014	Open			PALACE ART & OFFICE SUPPLIES	\$668.36
	Invoice		Date	Description		Amount
	279212		08/28/2014	Supplies		\$105.10
	9061818		08/28/2014	Museum Display Supplies		\$13.04
	280032		09/03/2014	Office supplies-PD		\$14.31
	279876		09/02/2014	Office supplies-PD		\$40.68
	280032-1		09/04/2014	Two wireless Headsets-PD		\$495.23
78525	09/19/2014	Open			PEELLE TECHNOLOGIES INC.	\$10,239.00
	Invoice		Date	Description		Amount
	COCPT1879		08/28/2014	Laserfiche Procurement Fund 2211, IT		\$10,239.00
78526	09/19/2014	Open			PK SAFETY SUPPLY	\$356.48
	Invoice		Date	Description		Amount
	223664		09/09/2014	Safety supplies		\$356.48
78527	09/19/2014	Open			PUBLIC ENGINES, INC./CRIME REPORTS	\$597.00
	Invoice		Date	Description		Amount
	20425		09/01/2014	10/1/14 thru 12/31/14		\$597.00
78528	09/19/2014	Open			REED, DANIEL H.	\$363.00
	Invoice		Date	Description		Amount
	2015-00000219		09/17/2014	Softball Umpires August - September 2014		\$363.00
78529	09/19/2014	Open			SAN LORENZO LUMBER	\$101.09
	Invoice		Date	Description		Amount
	55-64131		09/03/2014	Field marking paint		\$101.09
78530	09/19/2014	Open			SCC AUDITOR-CONTROLLER	\$643.40
	Invoice		Date	Description		Amount
	20140808		08/08/2014	FY13/14 blood alcohol testing		\$643.40
78531	09/19/2014	Open			SCC INFORMATION SERVICES	\$521.99
	Invoice		Date	Description		Amount
	Sept 2014		09/03/2014	Sept 2014 Open Query Scan charges		\$521.99
78532	09/19/2014	Open			SMITH, BRET	\$2,173.60
	Invoice		Date	Description		Amount
	9152014		09/15/2014	PD Evidence room		\$2,173.60

City of Capitola

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78533	09/19/2014	Open			SOQUEL CREEK ANIMAL HOSPITAL	\$307.95
	Invoice		Date	Description		Amount
	32742		09/15/2014	K9 Expense, Maverick		\$307.95
78534	09/19/2014	Open			STATE DISBURSEMENT UNIT	\$981.69
	Invoice		Date	Description		Amount
	2015-00000223		09/17/2014	Garnishments, 9/19/14 Pay Date		\$981.69
78535	09/19/2014	Open			SUMMIT UNIFORM CORP	\$311.03
	Invoice		Date	Description		Amount
	15768		08/26/2014	Uniform Expense, Gonzalez (PD)		\$263.18
	13612		08/05/2014	Uniform Expense, Pearson(PD)		\$47.85
78536	09/19/2014	Open			T & T PAVEMENT MARKINGS	\$443.83
	Invoice		Date	Description		Amount
	2014622		08/12/2014	Rivets		\$443.83
				Fund 1310, Gas Tax Fund		
78537	09/19/2014	Open			TASHNICK, BILL	\$264.00
	Invoice		Date	Description		Amount
	2015-00000220		09/17/2014	Softball Umpires August - September 2014		\$264.00
78538	09/19/2014	Open			UNITED PARCEL SERVICE	\$155.27
	Invoice		Date	Description		Amount
	954791354		08/30/2014	Shipping-PD		\$139.32
	954791364		09/06/2014	Shipping-PD		\$15.95
78539	09/19/2014	Open			UNITED WAY OF SCC	\$50.00
	Invoice		Date	Description		Amount
	2015-00000224		09/17/2014	United Way Contributions, Sep 2014		\$50.00
78540	09/19/2014	Open			UPEC LIUNA LOCAL 792	\$1,203.50
	Invoice		Date	Description		Amount
	2015-00000225		09/17/2014	UPEC Dues, Sep 2014		\$1,203.50
78541	09/19/2014	Open			US Bank Institutional Trust-Western Region	\$356.34
	Invoice		Date	Description		Amount
	2015-00000226		09/17/2014	PARS Contributions, 9/19/14 pay date		\$356.34
78542	09/19/2014	Open			VIGILANT CANINE SERVICES INTER.	\$250.00
	Invoice		Date	Description		Amount
	1564		08/30/2014	August 2014 K9 training		\$250.00
78543	09/19/2014	Open			Chambers, Darlene	\$75.00
	Invoice		Date	Description		Amount
	14138003		09/04/2014	Refund cite 14138003		\$75.00
78544	09/19/2014	Open			Renwick, Ken	\$5.00
	Invoice		Date	Description		Amount
	111123786		09/10/2014	Refund cite 111123786		\$5.00

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78545	09/19/2014 Invoice 14141583	Open	Date 08/31/2014	Description Refund cite 14141583	Suryakant Manibhai Patol	\$380.00
78546	09/19/2014 Invoice 12139204	Open	Date 08/31/2014	Description Refund cite 12139204	Terpstra, Rebecca or Brian	\$39.00
78547	09/19/2014 Invoice 371528	Open	Date 09/04/2014	Description Suppl Health Ins, Employeeefunded	AFLAC	\$466.76
78548	09/19/2014 Invoice 26-39027	Open	Date 09/12/2014	Description PW Supplemental Labor, 9/6 to 9/12/14	LABORMAX STAFFING	\$540.28
78549	09/19/2014 Invoice 20140911	Open	Date 09/04/2014	Description HR Directors Meeting	MURPHY, LISA	\$90.16
78550	09/19/2014 Invoice Aug2014	Open	Date 08/25/2014	Description WATER BILLS FOR STREET MEDIANS	SANTA CRUZ MUNICIPAL UTILITIES	\$566.00
78551	09/19/2014 Invoice 2015-00000211	Open	Date 09/04/2014	Description Monthly Water Usage, Irrigation Fund 1000, Gen Fund=\$6259.15 Fund 1311, Wharf Fund=\$709.40	SOQUEL CREEK WATER DISTRICT	\$6,968.55
78552	09/19/2014 Invoice SepStmt	Open	Date 09/05/2014	Description IT Supplies Fund 2211, IT	STAPLES	\$769.13
78553	09/19/2014 Invoice 261324925 261324727	Open	Date 09/04/2014 09/04/2014	Description Contract 500-0332346-000, Konica C452 Contract 500-0306481-000, Canon IR2525 Fund 1000, Gen Fund=\$259.85 Fund 2211, IT=\$80.48	US BANCORP EQUIPMENT FINANCE	\$340.33
78554	09/19/2014 Invoice CC-Aug2014	Open	Date 09/02/2014	Description City Credit Card Charges, Aug 2014 Fund 1000, Gen Fund=\$1275.47 Fund 1313, Gen Plan Update=\$26.00 Fund 2211, IT=\$1724.67 Fund 2213, Self Ins Liability=\$123.17	WELLS FARGO BANK	\$3,149.31
78555	09/19/2014 Invoice 2014-150	Open	Date 09/04/2014	Description Refund BIA Fund 1321, BIA	Super Silver-Capitola	\$30.00

City of Capitola

City Check Register

From Payment Date: 9/19/2014 - To Payment Date: 9/22/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78556	09/19/2014	Open			Woods, Ted	\$25.50
	Invoice		Date	Description		Amount
	13-093		09/04/2014	Refund Add'l Planning Fee		\$25.50
				Fund 1317, Technology Fee Fund		
Type Check Totals:						\$94,412.09

<u>EFT</u>						
18	09/19/2014	Open			EMPLOYMENT DEVELOPMENT DEPT	\$7,351.40
	Invoice		Date	Description		Amount
	2015-00000227		09/17/2014	State Withholding, 9/19/14 Pay Date		\$7,351.40
19	09/22/2014	Open			INTERNAL REVENUE SERVICE	\$28,230.32
	Invoice		Date	Description		Amount
	2015-00000228		09/17/2014	Fed Withholding & Medicare, 9/19/14 Pay		\$28,230.32
Type EFT Totals:						\$35,581.72

CITY - Main City Totals

Checks	Count	saction Amount	Reconciled Amount
	59	\$94,412.09	\$0.00
	0	\$0.00	\$0.00
	0	\$0.00	\$0.00
	0	\$0.00	\$0.00
	59	\$94,412.09	\$0.00
EFTs	Count	saction Amount	Reconciled Amount
	2	\$35,581.72	\$0.00
	0	\$0.00	\$0.00
	0	\$0.00	\$0.00
	2	\$35,581.72	\$0.00
All	Count	saction Amount	Reconciled Amount
	61	\$129,993.81	\$0.00
	0	\$0.00	\$0.00
	0	\$0.00	\$0.00
	0	\$0.00	\$0.00
	61	\$129,993.81	\$0.00

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Checks dated 9/26/14 numbered 78557 to 78600 and one EFT for a total of \$191,526.59 have been reviewed and authorized for distribution by the Finance Director.

As of 9/26/14 the unaudited cash balance is \$2,308,339

CASH POSITION - CITY OF CAPITOLA 9/26/14

	<u>Net Balance</u>
General Fund	\$ 254,480
Contingency Reserve Fund	\$ 1,621,346
Worker's Comp. Ins. Fund	\$ 221,853
Self Insurance Liability Fund	\$ (63,550) ¹
Stores Fund	\$ 5,519
Information Technology Fund	\$ 117,129
Equipment Replacement	\$ 93,690
Compensated Absences Fund	\$ 57,873
TOTAL UNASSIGNED GENERAL FUNDS	<u>\$ 2,308,339</u>

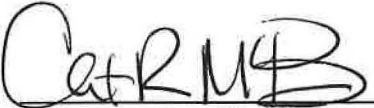
The Emergency Reserve Fund Balance is \$584,105.54 (not included above).

(1)The self-insurance fund paid a settlement in the amount of \$147,500. Sufficient cash is available for use from the Contingency Fund in accordance with Administrative Procedure III-3, Section C3. Cash in the amount of \$88,500 is anticipated to be repaid by the Successor Agency. Internal Service Fund cash transfers of \$44,500 are also anticipated to be recorded at the end of September and December.


Tori Hannah, Finance Director

9/26/2014

Date


Christine McBroom, City Treasurer

10/14/2014

Date

City Payment Register

From Payment Date: 9/23/2014 - To Payment Date: 9/26/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78557	09/26/2014	Open			ACTION SPORTS CONSTRUCTION	\$350.00
	Invoice		Date	Description	Amount	
	100114		09/22/2014	Pump Track Conceptual Rendering	\$350.00	
78558	09/26/2014	Open			ARNONE, MICHAEL	\$1,050.00
	Invoice		Date	Description	Amount	
	201405-6		09/24/2014	McGregor-revisions to site plan & water ca Fund 1200, CIP	\$1,050.00	
78559	09/26/2014	Open			AUTOMATION TEST ASSOCIATES	\$25.00
	Invoice		Date	Description	Amount	
	41538		09/22/2014	Sep Wharf Meter Reading Fund 1311, Wharf Fund	\$25.00	
78560	09/26/2014	Open			BAY PHOTO LAB	\$12.95
	Invoice		Date	Description	Amount	
	4030812		08/28/2014	Museum Prints	\$12.95	
78561	09/26/2014	Open			CALIFORNIA COAST UNIFORM CO	\$76.13
	Invoice		Date	Description	Amount	
	2962		08/27/2014	Uniform Expense, M. Gonzalez	\$21.75	
	2968		08/27/2014	Uniform Expense, Vazquez	\$54.38	
78562	09/26/2014	Open			CLEAN SOURCE	\$903.81
	Invoice		Date	Description	Amount	
	1527677		09/12/2014	Cleaning supplies	\$903.81	
78563	09/26/2014	Open			CONOCO-PHILLIPS FLEET SERVICES	\$196.12
	Invoice		Date	Description	Amount	
	37941581		08/31/2014	Fuel-PD	\$196.12	
78564	09/26/2014	Open			COPWARE INC.	\$400.00
	Invoice		Date	Description	Amount	
	82569		09/01/2014	Calif Peace Off Legal Source Book Fund 2211, IT	\$400.00	
78565	09/26/2014	Open			DOGHERRA'S INC.	\$102.00
	Invoice		Date	Description	Amount	
	315003		06/24/2014	Tow Vehicle to Corp Yd	\$102.00	
78566	09/26/2014	Open			FLYERS ENERGY, LLC	\$5,293.82
	Invoice		Date	Description	Amount	
	14-007957		09/11/2014	175 Gal Diesel, 732 Gal Ethanol	\$3,358.36	
	14-005120		09/03/2014	102 Gal Diesel	\$401.99	
	14-005119		09/03/2014	401 Gal Ethanol	\$1,533.47	
78567	09/26/2014	Open			GLOBAL ENVIRONMENTAL PRODUCT	\$1,101.78
	Invoice		Date	Description	Amount	
	621921		09/04/2014	Sweeper parts, Allianz Sweeper Fund 1310, Gas Tax Fund	\$1,101.78	
78568	09/26/2014	Open			HOPE REHABILITATION SERVICES	\$1,575.00
	Invoice		Date	Description	Amount	
	S152726		09/15/2014	Crew Services 9/2-9/5, 9/8-9/11, 9/12/14	\$1,575.00	

City of Capitola

City Payment Register

From Payment Date: 9/23/2014 - To Payment Date: 9/26/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78569	09/26/2014	Open			ICMA	\$1,384.00
	Invoice		Date	Description		Amount
	584749-14		07/01/2014	ICMA Membership, FY14/15, Goldstein		\$1,384.00
78570	09/26/2014	Open			KIMLEY-HORN AND ASSOCIATES, INC	\$9,450.00
	Invoice		Date	Description		Amount
	6101732		08/31/2014	Professional Services through 8/31/14		\$9,450.00
78571	09/26/2014	Open			KING'S CLEANERS	\$637.50
	Invoice		Date	Description		Amount
	20140909		09/09/2014	Uniform cleaning-PD		\$637.50
78572	09/26/2014	Open			KING'S PAINT AND PAPER, INC.	\$105.48
	Invoice		Date	Description		Amount
	A0205512		08/27/2014	Returns		(\$40.85)
	A0206003		09/05/2014	Paint		\$109.85
	A0206054		09/06/2014	Paint		\$36.48
78573	09/26/2014	Open			LABORMAX STAFFING	\$402.34
	Invoice		Date	Description		Amount
	26-39298		09/19/2014	PW Suppl Labor, Sep 13/14		\$402.34
78574	09/26/2014	Open			LIUNA PENSION FUND	\$748.80
	Invoice		Date	Description		Amount
	2015-00000240		09/24/2014	LIUNA Pension Dues-Sep2014		\$748.80
78575	09/26/2014	Open			LLOYD'S TIRE SERVICE INC.	\$43.53
	Invoice		Date	Description		Amount
	269940		08/29/2014	Flat Repair		\$43.53
78576	09/26/2014	Open			LOOMIS	\$793.46
	Invoice		Date	Description		Amount
	11482558		08/31/2014	armored car service		\$793.46
78577	09/26/2014	Open			MID-COUNTY AUTO SUPPLY	\$60.41
	Invoice		Date	Description		Amount
	390893		07/31/2014	Shop Tools		\$22.85
	394590		09/03/2014	Auto parts, Shop Truck F-250		\$37.56
78578	09/26/2014	Open			MILLER'S TRANSFER & STORAGE CO	\$268.78
	Invoice		Date	Description		Amount
	85963		09/02/2014	Records Mgmt: Sep Storage, Aug handling		\$268.78
78579	09/26/2014	Open			MURPHY, LISA	\$123.17
	Invoice		Date	Description		Amount
	418684681390		09/19/2014	Reimb Room Exp, Harvey's Fund 2213, Self-Ins Liability		\$123.17
78580	09/26/2014	Open			NATIONAL FIRE PROTECTION ASSOC	\$165.00
	Invoice		Date	Description		Amount
	6224534X		09/08/2014	Membership, Wheeler		\$165.00

City Payment Register

From Payment Date: 9/23/2014 - To Payment Date: 9/26/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78581	09/26/2014	Open			OLIVE SPRINGS QUARRY, INC.	\$21.57
	Invoice		Date	Description	Amount	
	94480		09/02/2014	Fines	\$21.57	
78582	09/26/2014	Open			ORCHARD SUPPLY HARDWARE	\$600.59
	Invoice		Date	Description	Amount	
	6007-4792896		09/03/2014	Misc.	\$23.88	
	6013-7892125		09/04/2014	Loppers	\$43.48	
	6009-7892180		09/05/2014	Misc.	\$15.20	
	6007-4793804		09/08/2014	Paint	\$97.51	
	6007-4763918		09/08/2014	Pliers	\$8.16	
	6011-3039275		09/09/2014	Misc.	\$21.62	
	6009-3032017		09/04/2014	Shop Tools, Fleet	\$36.30	
	6013-3522309		09/03/2014	Shop Tools, Fleet	\$34.55	
	6010-6128773		09/15/2014	Auto Parts, Shop F-250	\$32.59	
	6009-7892970		09/06/2014	Auto Parts, Shop F-250	\$111.99	
	6007-4795570		09/16/2014	Auto Parts, PW F-250	\$46.73	
	6011-7890637		09/15/2014	Auto Parts, Shop Truck F-250	\$42.74	
	6013-6124703		09/17/2014	Shop Tools	\$66.07	
	6009-8340		08/20/2014	Plumbing supplies	\$19.77	
78583	09/26/2014	Open			PACIFIC GAS & ELECTRIC	\$16,231.97
	Invoice		Date	Description	Amount	
	2015-00000237		09/16/2014	Monthly Elec	\$15,836.36	
	2015-00000238		09/16/2014	Pac Cove MHP Elec and Gas	\$395.61	
				Fund 1000, Gen Fund=\$6059.14		
				Fund 1300, SLESF=\$131.46		
				Fund 1310, Gas Tax=\$7236.25		
				Fund 1311, Wharf Fund=\$2805.12		
78584	09/26/2014	Open			PALACE ART & OFFICE SUPPLIES	\$343.51
	Invoice		Date	Description	Amount	
	279720		09/02/2014	Office Supplies, City Hall	\$130.57	
	280679		09/05/2014	Office Supplies, City Hall	\$107.66	
	281176		09/09/2014	Office Supplies, City Hall	\$91.50	
	9063057		09/01/2014	Art Supplies	\$13.78	
				Fund 1000, Gen Fund=\$13.78		
				Fund 2210, Stores=\$329.73		
78585	09/26/2014	Open			PESTICIDE APPLICATORS PROF ASSOC.	\$45.00
	Invoice		Date	Description	Amount	
	81943-14		09/24/2014	Membership, DeLaTorre	\$45.00	
78586	09/26/2014	Open			PHOENIX GROUP INFORMATION SYSTEMS	\$2,718.17
	Invoice		Date	Description	Amount	
	72014070		08/31/2014	July 2014	\$2,718.17	
78587	09/26/2014	Open			PITNEY BOWES INC.	\$146.82
	Invoice		Date	Description	Amount	
	344332		08/16/2014	Meter Rental, Rec	\$146.82	

City of Capitola

City Payment Register

From Payment Date: 9/23/2014 - To Payment Date: 9/26/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78588	09/26/2014	Open			PLACEWORKS	\$1,834.13
	Invoice		Date	Description		Amount
	54567		08/31/2014	Aug2014 Gen Plan & EIR Prof Services Fund 1313, Gen Plan Update		\$1,834.13
78589	09/26/2014	Open			POLAR AUTOMOTIVE & RADIATOR	\$148.98
	Invoice		Date	Description		Amount
	22262		09/08/2014	Radiator, '02 Impala		\$148.98
78590	09/26/2014	Open			SAN LORENZO LUMBER	\$54.90
	Invoice		Date	Description		Amount
	55-67645		09/16/2014	Shop Tools, Fleet		\$54.90
78591	09/26/2014	Open			SOQUEL CREEK WATER DISTRICT	\$3,629.44
	Invoice		Date	Description		Amount
	2015-00000231		09/17/2014	Monthly Irrigation Water		\$3,629.44
78592	09/26/2014	Open			SPRINT	\$3,225.38
	Invoice		Date	Description		Amount
	974855313-153		08/29/2014	City Cell Phones		\$3,225.38
78593	09/26/2014	Open			STATE FARM CLAIMS	\$249.83
	Invoice		Date	Description		Amount
	05-32F4-029		09/12/2014	Claim Settlement, Corso Fund 2213, Self-Ins Liability		\$249.83
78594	09/26/2014	Open			THE CLEANING MACHINE INC.	\$2,640.00
	Invoice		Date	Description		Amount
	5760		08/28/2014	Sidewalk washing		\$2,640.00
78595	09/26/2014	Open			TOYOTA OF SANTA CRUZ	\$24,368.31
	Invoice		Date	Description		Amount
	3534 - 9/9/17/14		09/17/2014	Prius Purchase Fund 2212, Equip Replacement		\$24,368.31
78596	09/26/2014	Open			UNITED PARCEL SERVICE	\$22.58
	Invoice		Date	Description		Amount
	954791374		09/13/2014	Shipping-PD		\$22.58
78597	09/26/2014	Open			Van Son, Brian	\$93.00
	Invoice		Date	Description		Amount
	20140919		09/19/2014	Reimburse trans exp to training		\$93.00
78598	09/26/2014	Open			Kallman, Virginia	\$86.40
	Invoice		Date	Description		Amount
	2015-00000229		09/16/2014	Refunds - Rec		\$86.40
78599	09/26/2014	Open			Lynch, Stephanie	\$108.90
	Invoice		Date	Description		Amount
	2015-00000230		09/16/2014	Refunds - Rec		\$108.90
78600	09/26/2014	Open			Water Rock Construction and Graniteroc	\$45,209.62
	Invoice		Date	Description		Amount
	Change Order #11		09/24/2014	Pacific Cove Parking Lot Change Order #1 Fund 1421, Pac Cove Park		\$45,209.62
Type Check Totals:						\$127,048.18

City Payment Register

From Payment Date: 9/23/2014 - To Payment Date: 9/26/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
<u>EFT</u>						
20	09/23/2014	Open			CalPERS Member Services Division	\$64,478.41
	Invoice		Date	Description		Amount
	2015-00000233		09/19/2014	PERS Payment for 9/19/14 Paydate		\$64,478.41

Type EFT Totals: \$64,478.41

Grand Totals:

Checks	Count	Transaction Amount
	44	\$127,048.18
	0	\$0.00
	0	\$0.00
	0	\$0.00
	44	\$127,048.18
EFTs	Count	Transaction Amount
	1	\$64,478.41
	0	\$0.00
	0	\$0.00
	1	\$64,478.41
All	Count	Transaction Amount
	45	\$191,526.59
	0	\$0.00
	0	\$0.00
	0	\$0.00
	45	\$191,526.59

Checks dated 10/3/14 numbered 78601 to 78677 for a total of \$202,302.68 plus one EFT for \$61,291.90 have been reviewed and authorized for distribution by the City Manager

As of 10/3/14 the unaudited cash balance is \$2,181,036

CASH POSITION - CITY OF CAPITOLA 10/3/14

	<u>Net Balance</u>
General Fund	\$ 129,630
Contingency Reserve Fund	\$ 1,621,346
Worker's Comp. Ins. Fund	\$ 221,853
Self Insurance Liability Fund	\$ (63,550) ¹
Stores Fund	\$ 3,147
Information Technology Fund	\$ 117,048
Equipment Replacement	\$ 93,690
Compensated Absences Fund	\$ 57,873
TOTAL UNASSIGNED GENERAL FUNDS	<u><u>\$ 2,181,036</u></u>

* The Emergency Reserve Fund Balance is \$584,105.54 (not included above).

¹ The self-insurance fund paid a settlement in the amount of \$147,500. Sufficient cash is available for use from the Contingency Fund in accordance with Administrative Procedure III-3, Section C3. Cash in the amount of \$88,500 is anticipated to be repaid by the Successor Agency. Internal Service Fund cash transfers of \$44,500 are also anticipated to be recorded at the end of September and December.



 Jamie Goldstein, City Manager

10/3/2014

 Date



 Christine McBroom, City Treasurer

10/14/2014

 Date

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78601	10/01/2014	Open			FERRASCI-HARP, AMY	\$880.00
	Invoice		Date	Description		Amount
	39		09/19/2014	Aug 2014 BIA Prof Services Fund 1321, BIA		\$880.00
78602	10/03/2014	Open			ADAMS, BECKY	\$124.80
	Invoice		Date	Description		Amount
	2015-00000242		09/30/2014	Early Fall Instructor Payments 2014		\$124.80
78603	10/03/2014	Open			ANIMAL CARE EQUIPMENT & SERVICE	\$249.60
	Invoice		Date	Description		Amount
	27628		07/01/2014	Animal control equipment		\$249.60
78604	10/03/2014	Open			ATCHISON, BARISONE, & CONDOTTI	\$22,276.00
	Invoice		Date	Description		Amount
	1040-001Aug14		09/26/2014	Legal Services, Aug 2014		\$22,276.00
78605	10/03/2014	Open			BARRETT, SHARON	\$42.90
	Invoice		Date	Description		Amount
	2015-00000243		09/30/2014	Early Fall Instructor Payments 2014		\$42.90
78606	10/03/2014	Open			BETZ, SHERRI	\$4,815.72
	Invoice		Date	Description		Amount
	2015-00000244		09/30/2014	Early Fall Instructor Payments 2014		\$4,815.72
78607	10/03/2014	Open			CALIFORNIA COAST UNIFORM CO	\$289.22
	Invoice		Date	Description		Amount
	2935		08/16/2014	Uniform Expense, Weagle-PD		\$289.22
78608	10/03/2014	Open			CAPITOLA PEACE OFFICERS ASSOC.	\$1,610.25
	Invoice		Date	Description		Amount
	2015-00000275		10/02/2014	POA Dues-Employee Funded		\$1,610.25
78609	10/03/2014	Open			CAPITOLA PUBLIC SAFETY FOUND.	\$540.00
	Invoice		Date	Description		Amount
	20140922		09/23/2014	Refund Overpayment, PD		\$540.00
78610	10/03/2014	Open			CHARLEBOIS, FREDERIC	\$4,575.50
	Invoice		Date	Description		Amount
	2015-00000252		09/30/2014	Early Fall Instructor Payments 2014		\$4,575.50
78611	10/03/2014	Open			CLEAN SOURCE	\$1,444.95
	Invoice		Date	Description		Amount
	1531929		09/19/2014	Cleaning supplies		\$1,444.95
78612	10/03/2014	Open			DE LAGE LANDEN FINANCIAL SVCS	\$335.61
	Invoice		Date	Description		Amount
	42872094		09/20/2014	Copier Lease, Sharp MX7001N Fund 2210, Stores		\$335.61
78613	10/03/2014	Open			DICKS, CHUCK	\$308.75
	Invoice		Date	Description		Amount
	2015-00000245		09/30/2014	Early Fall Instructor Payments 2014		\$308.75

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78614	10/03/2014	Open			EVANS, PAT	\$308.75
	Invoice		Date	Description		Amount
	2015-00000247		09/30/2014	Early Fall Instructor Payments 2014		\$308.75
78615	10/03/2014	Open			EWING IRRIGATION	\$94.94
	Invoice		Date	Description		Amount
	8659111		09/10/2014	Irrigation repair		\$70.67
	8686182		09/16/2014	Scoop shovel		\$24.27
78616	10/03/2014	Open			FAIA, MICHELE	\$728.00
	Invoice		Date	Description		Amount
	2015-00000248		09/30/2014	Early Fall Instructor Payments 2014		\$728.00
78617	10/03/2014	Open			FARWEST NURSERY	\$25.49
	Invoice		Date	Description		Amount
	AugStrmt		08/04/2014	Credit for overpayment		(\$0.47)
	207295		09/25/2014	Plants		\$25.96
78618	10/03/2014	Open			FERGUSON ENTERPRISES, INC.	\$580.87
	Invoice		Date	Description		Amount
	3096051		09/17/2014	Faucet		\$528.13
	3102386		09/17/2014	Plumbing parts		\$52.74
78619	10/03/2014	Open			FIRST ALARM	\$216.69
	Invoice		Date	Description		Amount
	764461		09/15/2014	Oct 1 thru Dec 2014		\$216.69
78620	10/03/2014	Open			FITZGERALD, AIMEE	\$374.40
	Invoice		Date	Description		Amount
	2015-00000249		09/30/2014	Early Fall Instructor Payments 2014		\$374.40
78621	10/03/2014	Open			FLYERS ENERGY, LLC	\$2,711.87
	Invoice		Date	Description		Amount
	14-010394		09/19/2014	493 Gal Ethanol		\$1,809.10
	14-010410		09/19/2014	110 Gal Diesel		\$419.01
	14-012787		09/26/2014	130 Gal Diesel		\$483.76
78622	10/03/2014	Open			FLYNN, CAROLYN	\$6,300.00
	Invoice		Date	Description		Amount
	CBF8-2014		08/29/2014	Aug professional Services		\$6,300.00
				Fund 1000, Gen Fund=\$3350.00		
				Fund 1372, Housing Trust Fund=\$2700.00		
				Fund 5552, Cap Hsg Successor=\$250.00		
78623	10/03/2014	Open			FOJACO, HANYA	\$566.15
	Invoice		Date	Description		Amount
	2015-00000250		09/30/2014	Early Fall Instructor Payments 2014		\$566.15
78624	10/03/2014	Open			FOLD A GOAL	\$189.25
	Invoice		Date	Description		Amount
	97937		06/05/2014	soccer goal parts		\$189.25

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78625	10/03/2014	Open			FRANCA, CLAUDIO	\$104.00
	Invoice		Date	Description		Amount
	2015-00000251		09/30/2014	Early Fall Instructor Payments 2014		\$104.00
78626	10/03/2014	Open			GEDDES, SESE EGAN	\$66.30
	Invoice		Date	Description		Amount
	2015-00000246		09/30/2014	Early Fall Instructor Payments 2014		\$66.30
78627	10/03/2014	Open			GLOBAL ENVIRONMENTAL PRODUCTS	\$553.31
	Invoice		Date	Description		Amount
	622046		09/12/2014	Auto Parts, Allianz Sweeper Fund 1310, Gas Tax		\$553.31
78628	10/03/2014	Open			GRANITE ROCK COMPANY	\$914.98
	Invoice		Date	Description		Amount
	849381		09/13/2014	Fines - treewells		\$20.88
	850736		09/20/2014	Granitpatch Fund 1310, Gas Tax		\$894.10
78629	10/03/2014	Open			GRAPPLERS, INC.	\$455.76
	Invoice		Date	Description		Amount
	13264		09/15/2014	Grapplers		\$455.76
78630	10/03/2014	Open			HARRELL, ADRIENNE	\$388.70
	Invoice		Date	Description		Amount
	2015-00000253		09/30/2014	Early Fall Instructor Payments 2014		\$388.70
78631	10/03/2014	Open			HOME DEPOT CREDIT SERVICES	\$190.92
	Invoice		Date	Description		Amount
	5024580		09/11/2014	Faucet		\$50.85
	W298479633		08/14/2014	Evidence supplies Fund 1000, Gen Fund=\$50.85 Fund 1300, SLESF=\$140.07		\$140.07
78632	10/03/2014	Open			HOWELLS, NANCY	\$70.20
	Invoice		Date	Description		Amount
	2015-00000255		09/30/2014	Early Fall Instructor Payments 2014		\$70.20
78633	10/03/2014	Open			IAPE/INTERNAT'L ASSOC OF PROPERTY & EVIC	\$52.90
	Invoice		Date	Description		Amount
	Li422383		09/25/2014	Property book		\$52.90
78634	10/03/2014	Open			ICMA RETIREMENT TRUST 457	\$8,663.32
	Invoice		Date	Description		Amount
	20140422		09/26/2014	Replace Apr 2014 Contr check rejected by		\$4,289.16
	2015-00000276		10/02/2014	Retirement Plan Contr, Employee Funded		\$4,374.16
78635	10/03/2014	Open			INDEPENDENT ELECTRIC SUPPLY INC	\$3,371.83
	Invoice		Date	Description		Amount
	S101960405.003		09/17/2014	Light pole		\$3,371.83
78636	10/03/2014	Open			INK, BRUCE	\$561.60
	Invoice		Date	Description		Amount
	2015-00000254		09/30/2014	Early Fall Instructor Payments 2014		\$561.60

City of Capitola

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78637	10/03/2014	Open			INTERWEST CONSULTING GROUP INC	\$791.51
	Invoice		Date	Description		Amount
	19061		09/18/2014	Aug Plan Check Fees		\$791.51
78638	10/03/2014	Open			JAMES P ALLEN & ASSOC	\$2,550.00
	Invoice		Date	Description		Amount
	092914		09/29/2014	Consulting Arborist Services - 108 Central		\$2,550.00
78639	10/03/2014	Open			KAPLAN, PHIL	\$531.05
	Invoice		Date	Description		Amount
	2015-00000256		09/30/2014	Early Fall Instructor Payments 2014		\$531.05
78640	10/03/2014	Open			KINNAMON, LORRAINE	\$140.40
	Invoice		Date	Description		Amount
	2015-00000257		09/30/2014	Early Fall Instructor Payments 2014		\$140.40
78641	10/03/2014	Open			KRAFT, MARC	\$228.80
	Invoice		Date	Description		Amount
	2015-00000258		09/30/2014	Early Fall Instructor Payments 2014		\$228.80
78642	10/03/2014	Open			LAMB, RAVI KEN	\$462.15
	Invoice		Date	Description		Amount
	2015-00000268		09/30/2014	Early Fall Instructor Payments 2014		\$462.15
78643	10/03/2014	Open			LANCASTER, HELEN	\$218.40
	Invoice		Date	Description		Amount
	2015-00000259		09/30/2014	Early Fall Instructor Payments 2014		\$218.40
78644	10/03/2014	Open			MAC LAUGHLIN, DAWN	\$426.40
	Invoice		Date	Description		Amount
	2015-00000260		09/30/2014	Early Fall Instructor Payments 2014		\$426.40
78645	10/03/2014	Open			MARRUJO, SANDY	\$354.90
	Invoice		Date	Description		Amount
	2015-00000261		09/30/2014	Early Fall Instructor Payments 2014		\$354.90
78646	10/03/2014	Open			MCCUTCHEN, SUELLEN	\$143.00
	Invoice		Date	Description		Amount
	2015-00000262		09/30/2014	Early Fall Instructor Payments 2014		\$143.00
78647	10/03/2014	Open			McDADE, CHRISTINA MAE	\$245.70
	Invoice		Date	Description		Amount
	2015-00000263		09/30/2014	Early Fall Instructor Payments 2014		\$245.70
78648	10/03/2014	Open			FRED MENG AUDIO VISUAL SERVICES	\$1,125.00
	Invoice		Date	Description		Amount
	2014-9-10		09/26/2014	Movies at the Beach projection		\$1,125.00

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78649	10/03/2014	Open			MID-COUNTY AUTO SUPPLY	\$309.41
	Invoice		Date	Description		Amount
	395530		09/11/2014	Cutter		\$8.16
	395131		09/09/2014	Auto parts, PD Vehicles		\$66.99
	394591		09/03/2014	Auto parts, PD Silver Impala		\$188.24
	396660		09/22/2014	Turn Rotors		\$40.00
	396300		09/18/2014	Auto parts, Johnson Sweeper		\$6.02
78650	10/03/2014	Open			MILES, MITCHELL	\$1,039.35
	Invoice		Date	Description		Amount
	2015-00000264		09/30/2014	Early Fall Instructor Payments 2014		\$1,039.35
78651	10/03/2014	Open			MITCHELL, JEANI	\$486.20
	Invoice		Date	Description		Amount
	2015-00000265		09/30/2014	Early Fall Instructor Payments 2014		\$486.20
78652	10/03/2014	Open			NICKEL, AUDREY	\$265.20
	Invoice		Date	Description		Amount
	2015-00000266		09/30/2014	Early Fall Instructor Payments 2014		\$265.20
78653	10/03/2014	Open			ORCHARD SUPPLY HARDWARE	\$342.46
	Invoice		Date	Description		Amount
	6010-9878583		09/10/2014	Stakes		\$7.81
	6011-3529792		09/11/2014	Trash cans		\$141.46
	6007-4794715		09/11/2014	Plumbing supplies		\$2.37
	6011-3529891		09/11/2014	Torch head		\$32.61
	6005-3034222		09/18/2014	Tools		\$117.41
	6011-3521407		09/18/2014	Auto Parts, PW992, F-250		\$40.80
78654	10/03/2014	Open			PITNEY BOWES INC.	\$2,020.99
	Invoice		Date	Description		Amount
	2014-09		09/26/2014	Postage Meter Refill Fund 2210, Stores		\$2,020.99
78655	10/03/2014	Open			POT, TRENISE	\$963.30
	Invoice		Date	Description		Amount
	2015-00000267		09/30/2014	Early Fall Instructor Payments 2014		\$963.30
78656	10/03/2014	Open			RAY ALLEN MANUFACTURING LLC	\$239.96
	Invoice		Date	Description		Amount
	309700		09/09/2014	K-9 supplies		\$239.96
78657	10/03/2014	Open			REED, DANIEL	\$99.00
	Invoice		Date	Description		Amount
	Sep2014		09/30/2014	Sports Official, Softball		\$99.00
78658	10/03/2014	Open			ROYAL WHOLESALE ELECTRIC	\$427.71
	Invoice		Date	Description		Amount
	7719-584724		08/25/2014	Street light bulbs - 41st		\$95.72
	7719-585033		09/03/2014	Stockton bridge bulb		\$69.60
	7719-585073		09/04/2014	Cable ties - street banners		\$126.07
	7719-585126		09/05/2014	Misc.		\$51.95
	7719-585276		09/10/2014	Misc.		\$23.47
	7719-585885		09/29/2014	Bulbs		\$60.90

City of Capitola

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78659	10/03/2014	Open			SCC AUDITOR-CONTROLLER	\$15,627.50
	Invoice		Date	Description		Amount
	Aug2014		09/26/2014	Citation Surcharges, Aug 2014		\$15,627.50
78660	10/03/2014	Open			SANTA CRUZ MUNICIPAL UTILITIES	\$566.00
	Invoice		Date	Description		Amount
	2015-00000274		09/24/2014	WATER-STREET MEDIANS 8/19 to 9/17/		\$566.00
78661	10/03/2014	Open			SANTA CRUZ REGIONAL 911	\$98,383.00
	Invoice		Date	Description		Amount
	FY14/15		09/15/2014	14/15 2nd Qtr operating		\$91,671.00
	SCRMS-2		09/15/2014	2nd Qtr SCMRs		\$6,712.00
78662	10/03/2014	Open			SANTA CRUZ SENTINEL	\$281.19
	Invoice		Date	Description		Amount
	9927-Oct2015		09/15/2014	Newspaper-Corp Yd		\$281.19
78663	10/03/2014	Open			SCC ANIMAL SERVICES AUTHORITY	\$5,500.00
	Invoice		Date	Description		Amount
	14/15-2cap		09/23/2014	2nd payment		\$5,500.00
78664	10/03/2014	Open			STATE STEEL COMPANY	\$264.45
	Invoice		Date	Description		Amount
	121140		09/17/2014	Auto Parts		\$264.45
78665	10/03/2014	Open			T MOBILE	\$200.00
	Invoice		Date	Description		Amount
	20140828		08/28/2014	LER Conversion		\$200.00
78666	10/03/2014	Open			US BANCORP EQUIPMENT FINANCE	\$179.45
	Invoice		Date	Description		Amount
	262364821		09/21/2014	Contract 500-0332356-000, Canon IR1750		\$98.97
	262553860		09/23/2014	Contract 500-0296803-000, Canon IR2525		\$80.48
				Fund 1000, Gen Fund=\$98.97		
				Fund 2211, IT=\$80.48		
78667	10/03/2014	Open			US Bank Institutional Trust-Western Reg	\$327.17
	Invoice		Date	Description		Amount
	2015-00000278		10/02/2014	Retirement Contr, Employee funded		\$327.17
78668	10/03/2014	Open			WATSONVILLE BLUEPRINT	\$15.19
	Invoice		Date	Description		Amount
	48626		09/24/2014	Copy of City Documents, PRA		\$15.19
				Fund 2210, Stores		
78669	10/03/2014	Open			YVARRA, MARCELLA	\$195.00
	Invoice		Date	Description		Amount
	2015-00000269		09/30/2014	Early Fall Instructor Payments 2014		\$195.00
78670	10/03/2014	Open			BURKE, TED	\$500.00
	Invoice		Date	Description		Amount
	14-106		09/26/2014	Refund Tree Removal Deposit		\$500.00

City Payment Register

10/3/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78671	10/03/2014	Open			Demattei, Diane	\$38.00
	Invoice		Date	Description		Amount
	133124630		09/29/2014	Refund cite133124630		\$38.00
78672	10/03/2014	Open			Kamalani, Dan	\$51.00
	Invoice		Date	Description		Amount
	2002075-002		09/30/2014	class refund		\$51.00
78673	10/03/2014	Open			Lorito, Rick	\$41.00
	Invoice		Date	Description		Amount
	111123745		09/22/2014	Refund 111123745		\$41.00
78674	10/03/2014	Open			Madani, Mehran	\$36.00
	Invoice		Date	Description		Amount
	133123943		09/18/2014	Refund cite 133123943		\$36.00
78675	10/03/2014	Open			MAPLE TERRACE HOA	\$500.00
	Invoice		Date	Description		Amount
	14-114		09/26/2014	Refund Tree removal Deposit		\$500.00
78676	10/03/2014	Open			Safe Ride News	\$37.00
	Invoice		Date	Description		Amount
	2015-00000272		09/29/2014	Latch Manual		\$37.00
78677	10/03/2014	Open			STATE DISBURSEMENT UNIT	\$1,166.31
	Invoice		Date	Description		Amount
	2015-00000277		10/02/2014	Garnishments		\$1,166.31

Type Check Totals:

\$202,302.68

EFT

21	10/03/2014	Open			CalPERS Health Insurance	\$61,291.90
	Invoice		Date	Description		Amount
	2015-00000232		09/15/2014	Oct 2014 Group Health Ins Pymt		\$61,291.90

Type EFT Totals:

\$61,291.90

TOTALS	Checks	Count	Trans Amount	Reconciled Amount
		77	\$202,302.68	\$0.00
		0	\$0.00	\$0.00
		0	\$0.00	\$0.00
		0	\$0.00	\$0.00
		77	\$202,302.68	\$0.00
	EFTs	Count	Trans Amount	Reconciled Amount
		1	\$61,291.90	\$0.00
		0	\$0.00	\$0.00
		0	\$0.00	\$0.00
		1	\$61,291.90	\$0.00
	All	Count	Trans Amount	Reconciled Amount
		78	\$263,594.58	\$0.00
		0	\$0.00	\$0.00
		0	\$0.00	\$0.00
		0	\$0.00	\$0.00
		78	\$263,594.58	\$0.00

Checks dated 10/10/14 numbered 78678 to 78730 for a total of \$88,705.44 plus three EFTs for \$98,955.50 have been reviewed and authorized for distribution by the Finance Director.

As of 10/10/14 the unaudited cash balance is \$2,272,315

CASH POSITION - CITY OF CAPITOLA 10/10/14

	<u>Net Balance</u>
General Fund	\$ 160,273
Contingency Reserve Fund	\$ 1,621,346
Worker's Comp. Ins. Fund	\$ 221,853
Self Insurance Liability Fund	\$ (1,225) ¹
Stores Fund	\$ 3,044
Information Technology Fund	\$ 115,461
Equipment Replacement	\$ 93,690
Compensated Absences Fund	<u>\$ 57,873</u>
TOTAL UNASSIGNED GENERAL FUNDS	<u><u>\$ 2,272,315</u></u>

The Emergency Reserve Fund Balance is \$584,105.54 (not included above).

(1)The self-insurance fund paid a settlement in the amount of \$147,500. Sufficient cash is available for use from the Contingency Fund in accordance with Administrative Procedure III-3, Section C3. Cash in the amount of \$88,500 is anticipated to be repaid by the Successor Agency. Internal Service Fund cash transfer of \$62,325 is also anticipated to be recorded at the end of December.



 Tori Hannah, Finance Director

10/10/2014

 Date



 Christine McBroom, City Treasurer

10/15/2014

 Date

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78678	10/10/2014 Invoice 1014-01	Open	Date 10/05/2014	Description Soquel Lagoon Monitoring 9/2-10/5/14	ALLEY, DONALD	\$2,188.15
78679	10/10/2014 Invoice 624-Oct14 674-Oct2014	Open	Date 10/01/2014 10/01/2014	Description Oct 2014 Long Distance Fee Oct 2014 Long Distance Fee Fund 1000, Gen Fund=\$4.33 Fund 2211, IT=\$4.49	AT&T	\$8.82
78680	10/10/2014 Invoice 5751	Open	Date 09/13/2014	Description Aug-Sep2014 Telephone and T-1 Service Fund 1000, Gen Fund=\$1335.41 Fund 2211, IT=\$283.88	AT&T/CALNET 2	\$1,619.29
78681	10/10/2014 Invoice 2015-00000286	Open	Date 10/07/2014	Description Early Fall Instr Payments 2014	BLISS, PAULA	\$479.70
78682	10/10/2014 Invoice 133755 134067	Open	Date 08/29/2014 09/30/2014	Description Meter Service Printer for meter	CALE AMERICA INC.	\$311.73
78683	10/10/2014 Invoice Q3CY2014 Q2CY2014	Open	Date 10/03/2014 10/03/2014	Description Special Revolving Fund Assessment Special Revolving Fund Assessment	CALIFORNIA BUILDING STANDARDS CO	\$481.50
78684	10/10/2014 Invoice 2015-00000239	Open	Date 09/19/2014	Description POA Long Term Disability-Oct2014	CALIF. LAW ENFORCEMENT ASSOC.	\$514.50
78685	10/10/2014 Invoice 26799011	Open	Date 09/19/2014	Description Recreation Brochure Printing for FY14/15	CASEY PRINTING	\$3,835.13
78686	10/10/2014 Invoice 2015-00000241	Open	Date 09/01/2014	Description Employee Insurance: Life, LTD, STD, AD&D	CIGNA	\$2,418.62
78687	10/10/2014 Invoice 1531929-01	Open	Date 09/23/2014	Description Cleaning supplies	CLEAN SOURCE	\$123.32
78688	10/10/2014 Invoice 20140924	Open	Date 09/24/2014	Description Metro/Capitola Mall Transit Center Images	COLON, ANTONIA	\$450.00
78689	10/10/2014 Invoice 64499	Open	Date 09/19/2014	Description mailing services, rec brochure	COMPLETE MAILING SERVICE INC	\$1,743.13

City of Capitola

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78690	10/10/2014	Open			CRYSTAL SPRINGS WATER CO.	\$150.75
	Invoice		Date	Description		Amount
	60094-Sep2014		10/03/2014	Drinking Water, Sep2014		\$150.75
78691	10/10/2014	Open			CVS PHARMACY INC.	\$39.66
	Invoice		Date	Description		Amount
	0250-16		09/22/2014	Parking supplies		\$39.66
78692	10/10/2014	Open			D & M TRAFFIC SERVICES	\$382.87
	Invoice		Date	Description		Amount
	40852		09/16/2014	Parking Signs		\$382.87
				Fund 1310, Gas Tax		
78693	10/10/2014	Open			EARTHWORKS PAVING CONTRACTORS	\$10,183.50
	Invoice		Date	Description		Amount
	1253		09/29/2014	Progress Payment #1		\$10,183.50
				Fund 1200, CIP		
78694	10/10/2014	Open			EXCEL DRYER INC	\$25.00
	Invoice		Date	Description		Amount
	122398		09/22/2014	Optic Assy, Hand Dryer		\$25.00
78695	10/10/2014	Open			FEDERAL EXPRESS	\$231.21
	Invoice		Date	Description		Amount
	2-786-03806		09/19/2014	Express Mail Expense		\$231.21
78696	10/10/2014	Open			FLYERS ENERGY, LLC	\$1,484.31
	Invoice		Date	Description		Amount
	14-012783		09/28/2014	400 Gal Ethanol		\$1,484.31
78697	10/10/2014	Open			GLOBAL ENVIRONMENTAL PRODUCTS,	\$1,435.81
	Invoice		Date	Description		Amount
	622186		09/19/2014	Sweeper Brooms		\$1,435.81
				Fund 1310, Gas Tax		
78698	10/10/2014	Open			GOLDFARB & LIPMAN, LLP	\$560.00
	Invoice		Date	Description		Amount
	113565		09/15/2014	Aug2014 Legal Services		\$560.00
78699	10/10/2014	Open			GRANITE ROCK COMPANY	\$297.99
	Invoice		Date	Description		Amount
	852310		09/27/2014	Materials for change kiosk - B&V I		\$297.99
78700	10/10/2014	Open			HOME DEPOT CREDIT SERVICES	\$447.92
	Invoice		Date	Description		Amount
	1025344		09/15/2014	Sand paper		\$16.71
	0571084		09/16/2014	PD Evidence		\$98.38
	9591973		09/17/2014	Tools - Cooper Sanden		\$128.46
	7025971		09/19/2014	8' Step Ladder		\$160.21
	C9134312		09/17/2014	Return Tool Box		(\$37.86)
	8053385		09/08/2014	Fence Repair		\$82.02
78701	10/10/2014	Open			HOSE SHOP	\$136.68
	Invoice		Date	Description		Amount
	371102		09/22/2014	Hose Assy's		\$136.68

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78702	10/10/2014	Open			HOWELLS, NANCY	\$23.40
	Invoice		Date	Description		Amount
	2015-00000287		10/07/2014	Early Fall Instr Payment 2014		\$23.40
78703	10/10/2014	Open			INTERNAT'L INSTITUTE OF MUNICIPAL CLERKS	\$120.00
	Invoice		Date	Description		Amount
	24033-2015		10/03/2014	Membership, Sneddon		\$120.00
78704	10/10/2014	Open			LOOMIS	\$13.64
	Invoice		Date	Description		Amount
	11498171		10/07/2014	Coin collection		\$13.64
78705	10/10/2014	Open			MID-COUNTY AUTO SUPPLY	\$335.74
	Invoice		Date	Description		Amount
	396135		09/17/2014	Auto parts, John Deere Loader		\$58.27
	395837		09/16/2014	Auto parts, Bldg Dept Saturn		\$84.29
	395981		09/16/2014	Auto parts, fleet		\$44.59
	395548		09/11/2014	Sweeper parts, Allianz Sweeper		\$57.21
	395532		09/11/2014	Auto parts, PD Mazda PU		\$6.62
	395326		09/10/2014	Auto parts, PD Mazda		\$5.71
	395181		09/09/2014	Auto parts, PD 2002 Impala		\$11.45
	395041		09/08/2014	Auto parts, PD 2002 Impala		\$67.60
				Fund 1000, Gen Fund=\$278.53		
				Fund 1310, Gas Tax=\$57.21		
78706	10/10/2014	Open			MORRISON, EDWARD	\$2,500.00
	Invoice		Date	Description		Amount
	27		10/06/2014	Public Works Inspection Services 9/1-9/30/14		\$2,500.00
78707	10/10/2014	Open			MV TRANSPORTATION, INC.	\$4,308.50
	Invoice		Date	Description		Amount
	56387		10/06/2014	Shuttle Services 9/1, 9/6, 9/7, 9/13, 9/14		\$4,308.50
78708	10/10/2014	Open			ORCHARD SUPPLY HARDWARE	\$701.06
	Invoice		Date	Description		Amount
	6007-4795027		09/13/2014	Paint		\$15.20
	6011-7890717		09/15/2014	Misc.		\$28.22
	6007-4795560		09/16/2014	Misc.		\$21.25
	6011-6120918		09/16/2014	Organizers		\$27.18
	6013-3034630		09/16/2014	Misc.		\$48.46
	6011-3529875		09/11/2014	Plumbing parts		\$57.12
	6013-3524425		09/15/2014	Paint supplies		\$15.63
	6013-6124716		09/17/2014	Rags		\$11.72
	6007-4795821		09/17/2014	Misc.		\$10.85
	6013-6124818		09/17/2014	Wood filler		\$15.21
	6009-9874968		09/18/2014	Crack sealer		\$32.56
	6011-3521294		09/18/2014	Pliers - Matt		\$16.30
	6009-1235354		09/20/2014	Misc.		\$28.25
	6011-3031981		09/22/2014	Misc.		\$55.95
	6010-9879442		09/22/2014	Plumbing supplies		\$60.82
	6005-3034687		09/23/2014	Screws		\$7.11
	6007-4796757		09/22/2014	Pipe		\$5.33
	6007-4797439		09/25/2014	Auto Parts, PW992 F-250		\$37.75

City of Capitola

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78708 (cont)					ORCHARD SUPPLY HARDWARE (cont)	
	6008-1599671		09/24/2014	Drill Bits, Beach Stairs Project		\$51.24
	6008-3379385		09/22/2014	Auto Parts, John Deere Loader		\$78.87
	6005-3034683		09/23/2014	Beach Stairs Project		\$76.04
				Fund 1000, Gen Fund=\$634.91		
				Fund 1311, Wharf Fund=\$66.15		
78709	10/10/2014	Open			PALACE ART & OFFICE SUPPLIES	\$390.73
	Invoice		Date	Description		Amount
	280953		09/08/2014	Office supplies-PD		\$226.90
	282957		09/18/2014	Office Supplies, City Hall		\$144.04
	9070360		09/23/2014	Museum Supplies		\$19.79
				Fund 1000, Gen Fund=\$246.69		
				Fund 2210, Stores=\$144.04		
78710	10/10/2014	Open			PAPE MACHINERY	\$2,785.84
	Invoice		Date	Description		Amount
	9162887		09/17/2014	Auto Parts, John Deere Loader		\$2,755.96
	9166891		09/18/2014	Auto Parts, Alianz Sweeper		\$29.88
78711	10/10/2014	Open			PAST CONSULTANTS LLC	\$3,000.00
	Invoice		Date	Description		Amount
	1		09/11/2014	Refund Planner Cost Recovery, 124 Central		\$3,000.00
78712	10/10/2014	Open			POM INCORPORATED	\$83.91
	Invoice		Date	Description		Amount
	29731		09/22/2014	Meter door assy		\$83.91
78713	10/10/2014	Open			PREFERRED BENEFIT INSURANCE ADV	\$2,594.16
	Invoice		Date	Description		Amount
	EIA2316		10/01/2014	Sep Dental & Vision Claims Paid		\$2,594.16
78714	10/10/2014	Open			SCC OFFICE OF EDUCATION	\$60.00
	Invoice		Date	Description		Amount
	15045		09/16/2014	Fingerprinting, VIP Ortiz-PD		\$30.00
	15046		10/07/2014	Fingerprinting		\$30.00
78715	10/10/2014	Open			SANTA CRUZ REGIONAL 911	\$28,742.00
	Invoice		Date	Description		Amount
	14-15Debt-1		09/28/2014	FY14/15 capital/debt service		\$28,742.00
78716	10/10/2014	Open			SCOTTS VALLEY FIRE PROTECTION DISTRICT	\$5,053.00
	Invoice		Date	Description		Amount
	14-15HazMat		10/01/2014	Hazmat MOU FY14/15		\$5,053.00
78717	10/10/2014	Open			SOQUEL CREEK WATER DISTRICT	\$135.16
	Invoice		Date	Description		Amount
	14591-Sep23		09/23/2014	Closing Bill, Acct 14591 Washburn Gym		\$135.16
78718	10/10/2014	Open			SPORT ABOUT	\$335.36
	Invoice		Date	Description		Amount
	6584		09/23/2014	softball t-shirts		\$335.36

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
78719	10/10/2014	Open			SPRINT	\$3,198.11
	Invoice		Date	Description		Amount
	974855313-154		09/29/2014	City Cell Phone Service		\$3,198.11
78720	10/10/2014	Open			SUMMIT UNIFORM CORP	\$315.38
	Invoice		Date	Description		Amount
	15993		09/06/2014	Uniform Expense, E. Gonzalez-PD		\$315.38
78721	10/10/2014	Open			UNITED STATES TREASURY	\$44.64
	Invoice		Date	Description		Amount
	Q3-941		10/03/2014	Add'l Medicare Deposit		\$44.64
78722	10/10/2014	Open			WESTERN TREE NURSERY INC.	\$494.27
	Invoice		Date	Description		Amount
	377764		10/07/2014	Landscaping Trees		\$494.27
78723	10/10/2014	Open			WHEELCHAIRS OF SAN MATEO	\$501.35
	Invoice		Date	Description		Amount
	8451		09/29/2014	Irao's chair parts and service		\$501.35
78724	10/10/2014	Open			Arnold, Josh	\$36.00
	Invoice		Date	Description		Amount
	133124245		10/07/2014	Refund cite 133124245		\$36.00
78725	10/10/2014	Open			Berlin, Bradley	\$38.00
	Invoice		Date	Description		Amount
	133124243		09/29/2014	Refund cite 133124243		\$38.00
78726	10/10/2014	Open			Boele, Daniel	\$36.00
	Invoice		Date	Description		Amount
	133123573		09/29/2014	Refund cite 133123573		\$36.00
78727	10/10/2014	Open			CAPITOLA TOWERS PARTNERSHIP	\$500.00
	Invoice		Date	Description		Amount
	14-125		10/03/2014	Refund Tree Deposit, 1965 Wharf Rd		\$500.00
78728	10/10/2014	Open			PETERSON, TOM & DEBBIE	\$500.00
	Invoice		Date	Description		Amount
	14-098		10/03/2014	Refund Tree Removal Deposit, 108 Fanmar		\$500.00
78729	10/10/2014	Open			Togo's	\$141.36
	Invoice		Date	Description		Amount
	161281		10/07/2014	Food for firework event		\$141.36
78730	10/10/2014	Open			Charter Communications	\$2,168.24
	Invoice		Date	Description		Amount
	680-0000178Sep		09/26/2014	Internet Access Services		\$2,168.24
				Fund 1000, Gen Fund=\$669.42		
				Fund 2211, IT=\$1298.82		

Type Check Totals:

\$88,705.44

City Payments 10/10/2014

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
<u>EFT</u>						
23	10/03/2014	Open			EMPLOYMENT DEVELOPMENT DEPT	\$6,861.64
	Invoice		Date	Description		Amount
	2015-00000279		10/03/2014	State Withholding, 10/3/14 Paydate		\$6,861.64
	Paying Fund			Cash Account		Amount
	1001 - Payroll Payables			1001-1000.000 (Cash Operating)		\$6,861.64
24	10/03/2014	Open			INTERNAL REVENUE SERVICE	\$27,121.48
	Invoice		Date	Description		Amount
	2015-00000280		10/03/2014	Federal Withholding & Medicare, 10/3/14 Pay		\$27,121.48
	Paying Fund			Cash Account		Amount
	1001 - Payroll Payables			1001-1000.000 (Cash Operating)		\$27,121.48
25	10/09/2014	Open			CalPERS Member Services Division	\$64,972.38
	Invoice		Date	Description		Amount
	2015-00000288		10/08/2014	PERS Payment for 10/3/14 Paydate		\$64,972.38
	Paying Fund			Cash Account		Amount
	1001 - Payroll Payables			1001-1000.000 (Cash Operating)		\$64,972.38

Type EFT Totals:

\$98,955.50

EFTs	Count	Transaction Amount
	4	\$98,955.50
	0	\$0.00
	0	\$0.00
	4	\$98,955.50

CITY - Main Citv Totals

Checks	Count	Transaction Amount
	53	\$88,705.44
	0	\$0.00
	0	\$0.00
	0	\$0.00
	53	\$88,705.44
All	57	\$187,660.94
	0	\$0.00
	0	\$0.00
	57	\$187,660.94

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CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: CITY MANAGER'S DEPARTMENT

SUBJECT: AWARD THE MCGREGOR PARK SKATE PARK DESIGN AND CONSTRUCTION CONTRACT AND REVIEW THE SKATE PARK CONCEPTUAL DESIGN

RECOMMENDED ACTION: That the City Council: (1) Award a contract to MG Creations Skatepark Construction to design and build the skate park portion of McGregor Park in the amount of \$50,000; and (2) review the conceptual design for the skate park.

BACKGROUND: The City Council authorized the McGregor Drive property as a multi-use recreational facility on November 13, 2014. The uses included the following elements: bike pump track, skate park and dog park. On August 14, 2014, the contract to build the infrastructure was awarded to Earthworks Construction.

DISCUSSION: A Request for Proposal (RFP) for the design and installation of the skate park was issued in August. Three firms responded to the RFP, and after careful review of the firms' qualifications, location and design considerations, staff is recommending the City Council approve a contract with MG Creations Skatepark Construction. The firm, owned by Mike Greenwald, is a licensed contractor from Santa Cruz County. Mr. Greenwald has been the designer and builder of several parks for the past 17 years. Specifically he built and designed the "Element YMCA Skate Camp," the "Derby Skate Park" in Santa Cruz, and a City of La Puente Park. In addition, he has built and designed several private parks, and designed elements for a future City of Emeryville Park.

As part of the RFP process, the proposers submitted a preliminary design. Staff held a public meeting on October 16th, where Mike Greenwald presented his preliminary design for community input on the design. Many ideas and suggestions on the design were provided. Other items of discussion included: concern regarding the lack of funding for more features, the desire for more cement elements, more beginner elements, and possible removal of the fence due to safety concerns.

The next step will be to incorporate the suggestions by the public to the extent that it is feasibly possible, publicize the design for additional public input and bring it to the Council for final approval on November 13th. Although this will cause a delay in the project it is not anticipated that there will be a financial implication to the City by allowing additional time for public input.

FISCAL IMPACT: The skate park portion of McGregor Drive is funded through the sponsorship of the Monte Foundation in the amount of \$50,000 which will provide a reimbursement upon project completion.

ATTACHMENT:

1. Contract
2. Skate Park Design

Report Prepared By: Lisa G. Murphy
Administrative Services Director

Reviewed and Forwarded
by City Manager:

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CITY OF CAPITOLA
PROFESSIONAL SERVICES AGREEMENT
Above Ground Skate Park
MG Creations Skatepark Construction

THIS AGREEMENT is entered into on October 23, 2014, by and between the City of Capitola, a Municipal Corporation, hereinafter called "City" and MG Creations Skatepark Construction, hereinafter called "Consultant".

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

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

SECTION 1
Scope of Services

The services to be performed under this Agreement are for design and construction of an above ground skate park at McGregor Drive and further detailed in Appendix One.

SECTION 2
Duties of Consultant

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

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

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

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

SECTION 3
Duties of the City

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

The Director may authorize a staff person to serve as his or her representative for conferring with Consultant relative to Consultant's services. The work in progress hereunder shall be reviewed from time to time by City at the discretion of City or upon the request of Consultant. If the work is satisfactory, it will

be approved. If the work is not satisfactory, City will inform Consultant of the changes or revisions necessary to secure approval.

**SECTION 4
Fees and Payment**

Payment for the Consultant's services shall be made upon a schedule and within the limit, or limits shown, upon Appendix Two. Such payment shall be considered the full compensation for all personnel, materials, supplies, and equipment used by Consultant in carrying out the work. If Consultant is compensated on an hourly basis, Consultant shall track the number of hours Consultant, and each of Consultant's employees, has worked under this Agreement during each fiscal year (July 1 through June 30) and Consultant shall immediately notify City when the number of hours worked during any fiscal year by any of Consultant's employees reaches 900 hours. In addition each invoice submitted by Consultant to City shall specify the number of hours to date Consultant, and each of Consultant's employees, has worked under this Agreement during the current fiscal year.

**SECTION 5
Changes in Work**

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

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

This Agreement will become effective when signed by both parties and will terminate on the earlier of:

- The date Consultant completes the services required by this Agreement, as agreed by the City; or
- The date either party terminates the Agreement as provided below.

Work shall begin on or about October 23, 2014.

In the event that major changes are ordered or Consultant is delayed in performance of its services by circumstances beyond its control, the City will grant Consultant a reasonable adjustment in the schedule for completion provided that to do so would not frustrate the City's objective for entering into this Agreement. Consultant must submit all claims for adjustments to City within thirty calendar days of the time of occurrence of circumstances necessitating the adjustment.

**SECTION 7
Termination**

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

SECTION 8
Insurance

Consultant shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the Consultant, his agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial Liability coverage (Occurrence Form CG 0001).
2. Insurance Services office Form Number CA 0001 covering Automobile Liability, Code 1 (any auto).
3. Workers' Compensation insurance as required by the State of California.
4. Errors and Omissions Liability insurance appropriate to the consultant's profession. Architects' and engineers' coverage shall include contractual liability.

Minimum Limits of Insurance

Consultant shall maintain limits no less than:

- | | |
|--|--|
| 1. General Liability:
(including operations,
products and completed
operations) | \$1,000,000 per occurrence and \$2,000,000 in
aggregate (including operations, for bodily injury,
personal and property damage. |
| 2. Automobile Liability: | \$1,000,000 per accident for bodily injury and
property damage. |
| 3. Errors and Omissions
Liability:
Limits | \$1,000,000 per claim and in the aggregate. |

Other Insurance Provisions

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

1. The City of Capitola, its officers, officials, employees and volunteers are to be covered as additional insured's as respects: liability arising out of work or operations performed by or on behalf of the Consultant or automobiles owned, leased, hired or borrowed by the Consultant.
2. For any claims related to this project, the Consultant's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees

- or volunteers shall be excess of the Consultant's insurance and shall not contribute with it.
3. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either party, except after thirty (30) days' prior written notice by certified mail, returned receipt requested, has been given to the City.
 4. Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the City.

Verification of Coverage

Consultant shall furnish the City with original certificates and amendatory endorsements affecting coverage by this clause. The endorsements should be on forms provided by the City or on other than the City's forms provided those endorsements conform to City requirements. All certificates and endorsements are to be received and approved by the City before work commences. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications at any time.

**SECTION 9
Indemnification**

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

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

Every supplier of materials and services and all consultants doing business with the City of Capitola shall be in compliance with the applicable provisions of the Americans with Disabilities Act of 1990, and shall be an equal opportunity employer as defined by Title VII of the Civil Rights Act of 1964 and including the California Fair Employment and Housing Act of 1980. As such, consultant shall not discriminate against any person on the basis of race, religious creed, color, national origin, ancestry, disability, medical condition, marital status, age or sex with respect to hiring, application for employment, tenure or terms and conditions of employment. Consultant agrees to abide by all of the foregoing statutes and regulations.

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

If any action at law or in equity is brought to enforce or interpret the provisions of this Agreement, the prevailing party shall be entitled to reasonable attorney's fees in addition to any other relief to which he or she may be entitled. The laws of the State of California shall govern all matters relating to the validity, interpretation, and effect of this Agreement and any authorized or alleged changes, the performance of any of its terms, as well as the rights and obligations of Consultant and the City.

SECTION 12
Assignment

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

SECTION 13
Amendments

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

SECTION 14
Miscellaneous Provisions

1. *Project Manager.* Director reserves the right to approve the project manager assigned by Consultant to said work. No change in assignment may occur without prior written approval of the City.
2. *Consultant Service.* Consultant is employed to render professional services only and any payments made to Consultant are compensation solely for such professional services.
3. *Licensure.* Consultant warrants that he or she has complied with any and all applicable governmental licensing requirements.
4. *Other Agreements.* This Agreement supersedes any and all other agreements, either oral or in writing, between the parties hereto with respect to the subject matter, and no other agreement, statement or promise related to the subject matter of this Agreement which is not contained in this Agreement shall be valid or binding.
5. *City Property.* Upon payment for the work performed, or portion thereof, all drawings, specifications, records, or other documents generated by Consultant pursuant to this Agreement are, and shall remain, the property of the City whether the project for which they are made is executed or not. The Consultant shall be permitted to retain copies, including reproducible copies, of drawings and specifications for information and reference in connection with the City's use and/or occupancy of the project. The drawings, specifications, records, documents, and Consultant's other work product shall not be used by the Consultant on other projects, except by agreement in writing and with appropriate compensation to the City.
6. *Consultant's Records.* Consultant shall maintain accurate accounting records and other written documentation pertaining to the costs incurred for this project. Such records and documentation shall be kept available at Consultant's office during the period of this Agreement, and after the term of this Agreement for a period of three years from the date of the final City payment for Consultant's services.

Item #: 9.A. Attach 1.pdf

Professional Services Agreement
McGregor Skate Park
MG Creations Skatepark Construction
Page 6

7. *Independent Contractor.* In the performance of its work, it is expressly understood that Consultant, including Consultant's agents, servants, employees, and subcontractors, is an independent contractor solely responsible for its acts and omissions, and Consultant shall not be considered an employee of the City for any purpose.

8. *Conflicts of Interest.* Consultant stipulates that corporately or individually, its firm, its employees and subcontractors have no financial interest in either the success or failure of any project which is, or may be, dependent on the results of the Consultant's work product prepared pursuant to this Agreement.

9. *Notices.* All notices herein provided to be given, or which may be given by either party to the other, shall be deemed to have been fully given and fully received when made in writing and deposited in the United States mail, certified and postage prepaid, and addressed to the respective parties as follows:

CITY
CITY OF CAPITOLA
420 Capitola Avenue
Capitola, CA 95010
831-475-7300

MG Creations Skatepark Construction
Mike Greenwald
322 Centennial St
Santa Cruz CA 95060
760-473-5481

By: _____
Benjamin Goldstein, City Manager

By: Michael Greenwald

Dated: _____

Dated: 10/16/14

Approved as to Form

John G. Barisone 10-9-14
John G. Barisone, City Counsel

**APPENDIX ONE
Scope of Services**

Scope of Work

- A. Phase 1: Design Phase \$8,500**
1. Prepare and submit preliminary layout
 2. Attend one public meetings with City staff and representatives from the City's skateboarding community. The purpose of the meetings will be to present the preliminary design and establish the final design considerations and standards for the skate park's detailed design. Meeting materials shall include site layouts and elevations
 3. Prepare and submit final design documents
 4. Attend one City Council meeting to present final design
- B. Phase 2: Construction and Installation \$41,500**
1. The contractor shall be responsible for the construction and installation of all elements. All work shall be coordinated with the City and the City's contractor building the infrastructure of the park.

APPENDIX TWO

Item #: 9.A. Attach 1.pdf

Professional Services Agreement
McGregor Skate Park
MG Creations Skatepark Construction
Page 8

Fees and Payments

For the services performed, City will pay consultant on a time-charge plus expense basis, monthly as charges accrue, the sum of consultant's salary expenses and non-salary expenses.

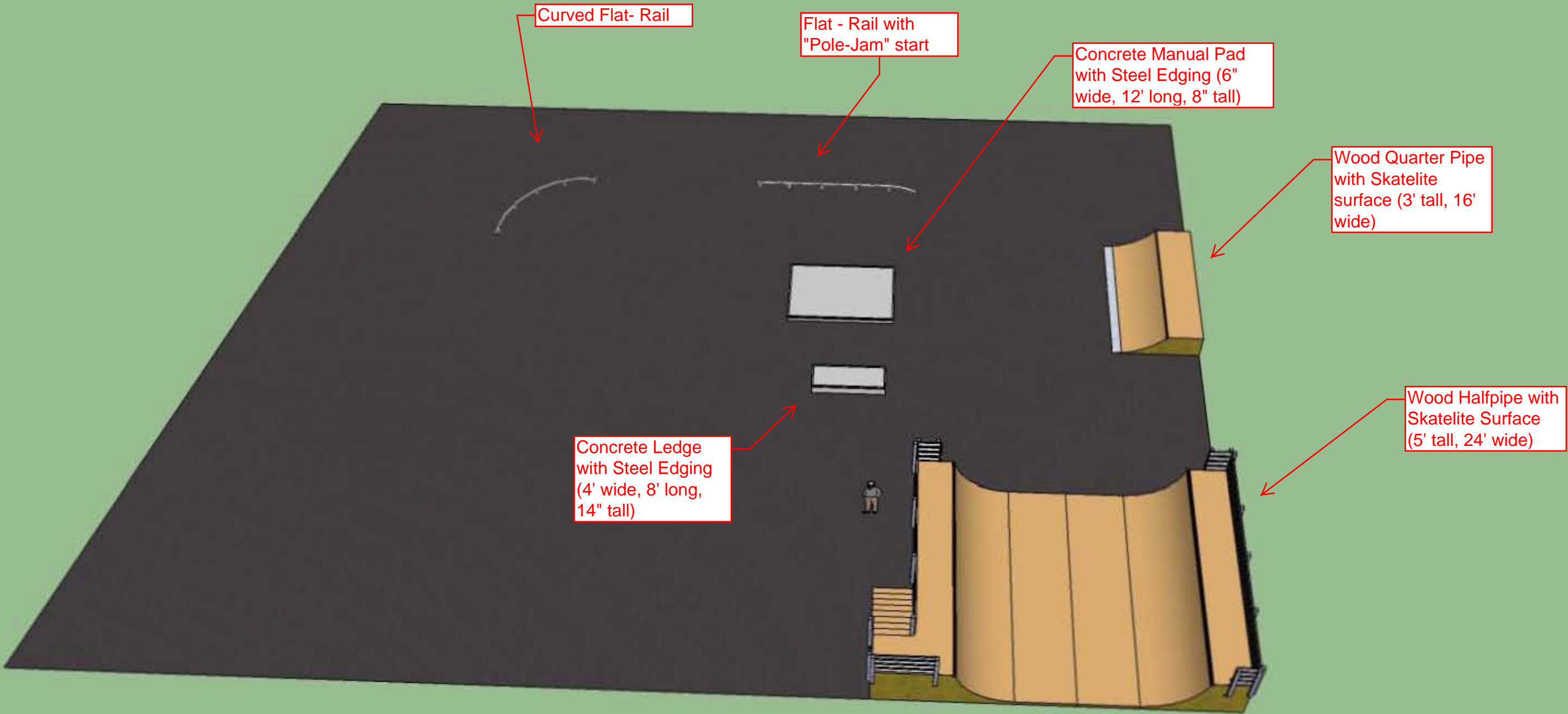
Salary expenses include the actual direct pay of personnel assigned to the project (except for routine secretarial and account services) plus payroll taxes, insurance, sick leave, holidays, vacation, and other fringe benefits. The percentage of compensation attributable to salary expenses includes all of Consultant's indirect overhead costs and fees. For purposes of this Agreement, Consultant's salary expenses and non-salary expenses will be compensated at the rates set forth in the fee schedule attached to this appendix and in accordance with the terms set forth therein. Non-salary expenses include travel, meals and lodging while traveling, materials other than normal office supplies, reproduction and printing costs, equipment rental, computer services, service of subconsultants or subcontractors, and other identifiable job expenses. The use of Consultant's vehicles for travel shall be paid at the current Internal Revenue Service published mileage rate.

Salary payment for personnel time will be made at the rates set forth in the attached fee schedule for all time charged to the project. Normal payroll rates are for 40 hours per week. Consultant shall not charge the City for personnel overtime salary at rates higher than those set forth in the attached fee schedule without the City's prior written authorization.

In no event shall the total fee charged for the scope of work set forth in Appendix One exceed the total budget of \$50,000 (Fifty Thousand Dollars and Zero Cents), without specific, written advance authorization from the City.

Payments for shall be made monthly by the City, based on itemized invoices from the Consultant which list actual costs and expenses. Such payments shall be for the invoice amount. The monthly statements shall contain the following affidavit signed by a principal of the Consultant's firm:

"I hereby certify as principal of the firm of _____, that the charge of \$_____ as summarized above and shown in detail on the attachments is fair and reasonable, is in accordance with the terms of the Agreement dated _____, _____, and has not been previously paid."



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CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: CITY MANAGER'S DEPARTMENT

SUBJECT: INTRODUCTION OF AN ORDINANCE ADDING CHAPTER 12.54 PERTAINING TO REGULATING SKATE PARKS [1ST READING]

RECOMMENDED ACTION: Approve the first reading of an Ordinance adding Chapter 12.54 of the Capitola Municipal Code pertaining to regulating skate parks on public property.

BACKGROUND: The City Council authorized the McGregor Drive property as a multi-use recreational facility on November 13, 2014. The McGregor Park (Park) uses included a: bike track, skate park, and dog park. On August 14, 2014, the contract to build the Park infrastructure was awarded to Earthworks Construction. In anticipation of the skate park installation an Ordinance should be adopted regulating the use of the Park in order to obtain specific immunities outlined in State Law. Those immunities limit liability to cities that operate a municipal skate park.

DISCUSSION: The purpose of this Ordinance is to comply with the State of California's Health and Safety Code Section 115800 that requires public operators of a skate park to mandate safety gear for those who use the facility to qualify for specific immunities. The section further states that a city must adopt an Ordinance outlining these requirements, provisions for its enforcement, and guidelines for posting the rules on site.

The attached draft Ordinance outlines the rules of conduct expected at the facility, as well as penalties for violation. The proposed Ordinance: (1) requires properly fitted and fastened helmet, elbow pads, and knee pads at all times; (2) requires riders under the age of ten to be accompanied by a parent or adult guardian; (3) prohibits any device other than a skateboard or skates; (4) bans food, beverages, glass bottles, or any breakable items in the skateboard park; (5) prohibits the placement or utilization of additional obstacles, objects or other materials in the skateboard park; and (6) prohibits reckless behavior or any other activity that could endanger the safety of persons using the skateboard park or present in the skateboard park.

The Ordinance also provides the authority to staff to close the skateboard park in the event of vandalism or graffiti. A first violation of this Ordinance is punishable by a fine of thirty dollars, the second violation is fifty dollars, and a third violation a fine of seventy-five dollars. In addition, staff will post signs at the skateboard park with the rules pursuant to the Ordinance.

FISCAL IMPACT: No fiscal impact.

ATTACHMENT:

1. Draft Ordinance
2. Health and Safety Code Section 115800

Report Prepared By: Lisa G. Murphy
Administrative Services Director

Reviewed and Forwarded
by City Manager:

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ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CAPITOLA ADDING
CHAPTER 12.54 TO THE CAPITOLA MUNICIPAL CODE PERTAINING TO REGULATIONS
APPLICABLE TO SKATEBOARD PARKS ON PUBLIC PROPERTY**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA AS FOLLOWS:

"Chapter 12.54"

SKATEBOARD PARKS ON PUBLIC PROPERTY

Section 1. Chapter 12.54 is added to Title 12 of the Capitola Municipal Code to read as follows:

12.54.010 Definitions

- a) "Skateboard Park" is a public facility designed specifically for use by persons riding skateboards or skates and which is designated a "Skateboard Park" by the Director of Public Works.
- b) "Skates" are devices worn on the feet to enable the wearer to roll along on wheels, and include roller skate, in-line skates, and other similar devices.

12.54.020 Prohibitions

(a) No person in a Skateboard Park shall:

- (1) Ride or be in possession of a skateboard or skates in a Skateboard Park without wearing a properly fitted and fastened helmet, elbow pads, and knee pads at all times;
- (2) If under the age of ten (10), enter or use the Skateboard Park unless accompanied by a parent or adult guardian;
- (3) Ride, operate, or utilize any device other than a skateboard or skates;
- (4) Use, consume, or possess food, beverages, glass bottles, or any breakable items in the Skateboard Park;
- (5) Place or utilize additional obstacles, objects or other materials in the Skateboard Park;
- (6) Engage in reckless behavior or any other activity that could endanger the safety of persons using the Skateboard Park or present in the Skateboard Park;

12.54.030 Required Signage

(a) The Director of Public Works shall erect and maintain visible signs at all Skateboard Parks which shall afford notice that any person failing to abide by the following conditions will be subject to citation under Title 4 of the Municipal Code:

- (1) Any person in the facility riding or possessing a skateboard or skates must wear a helmet, elbow pads, and knee pads at all times.
- (2) Any person under the age of ten (10) shall be accompanied by a parent or adult guardian."

Item #: 9.B. Attach 1.pdf

Ordinance No. _____

12.54.040 Penalties

(a) Failure to comply with any provisions of this Chapter shall be punishable in accordance with Title 4 of the Municipal Code, except as provided in section (b) below.

(b) Any person convicted of an infraction under the provisions of this Chapter 12.54 shall be punishable by fine only as follows: (i) upon a first conviction, by a fine of not exceeding thirty dollars (\$30); (ii) for a second conviction within a period of one year, by a fine of not exceeding fifty dollars (\$50); (iii) for each additional violation of the same section of this Chapter 12.54 within a period of one year, by a fine not exceeding seventy-five dollars (\$75).

12.54.050 Skateboard Park Closure

In the event of an incident of vandalism or graffiti to the Skateboard Park, the City Council, the Public Works Director, the City Manager or the Chief of Police, or their authorized representatives, shall have the discretion to immediately close the Skateboard Park for up to 72 hours. The closure and the reason for such closure shall be posted at the entrance of the Park.

Section 2. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision of such Ordinance and shall not affect the validity of the remaining portions thereof.

Section 3. CEQA Compliance. The City Council finds and determines that the enactment of this Ordinance is not a "project" as that term is used in the California Environmental Quality Act ("CEQA," Cal. Pub. Resources Code Section 21000 et seq.) or the State CEQA Guidelines (Cal. Code of Regs., Title 14, Section 15000 et seq.). Therefore, no environmental assessment is required or necessary.

Section 4. Effective Date. This Ordinance shall take effect thirty days after the date of its adoption.

This Ordinance was introduced on the 23rd day of October 2014, and was passed and adopted by the City Council of the City of Capitola on the ____ day of _____, 2014, by the following votes:

AYES:
NOES:
ABSENT:
ABSTAIN:

APPROVED:

Sam Storey, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

Section 115800.

(a) No operator of a skateboard park shall permit any person to ride a skateboard therein, unless that person is wearing a helmet, elbow pads, and knee pads.

(b) With respect to any facility, owned or operated by a local public agency, that is designed and maintained for the purpose of recreational skateboard use, and that is not supervised on a regular basis, the requirements of subdivision (a) may be satisfied by compliance with the following:

(1) Adoption by the local public agency of an ordinance requiring any person riding a skateboard at the facility to wear a helmet, elbow pads, and knee pads.

(2) The posting of signs at the facility affording reasonable notice that any person riding a skateboard in the facility must wear a helmet, elbow pads, and knee pads, and that any person failing to do so will be subject to citation under the ordinance required by paragraph (1).

(c) "Local public agency" for purposes of this section includes, but is not limited to, a city, county, or city and county.

(d) (1) Skateboarding at any facility or park owned or operated by a public entity as a public skateboard park, as provided in paragraph (3), shall be deemed a hazardous recreational activity within the meaning of Section 831.7 of the Government Code if all of the following conditions are met:

(A) The person skateboarding is 12 years of age or older.

(B) The skateboarding activity that caused the injury was stunt, trick, or luge skateboarding.

(C) The skateboard park is on public property that complies with subdivision (a) or (b).

(2) In addition to the provisions of subdivision (c) of Section 831.7 of the Government Code, nothing in this section is intended to limit the liability of a public entity with respect to any other duty imposed pursuant to existing law, including the duty to protect against dangerous conditions of public property pursuant to Chapter 2 (commencing with Section 830) of Part 2 of Division 3.6 of Title 1 of the Government Code. However, nothing in this section is intended to abrogate or limit any other legal rights, defenses, or immunities that may otherwise be available at law.

(3) (A) Except as provided in subparagraph (B), for public skateboard parks that were constructed on or before January 1, 1998, this subdivision shall apply to hazardous recreational activity injuries incurred on or after January 1, 1998, and before January 1, 2001. For public skateboard parks that are constructed after January 1, 1998, this subdivision shall apply to hazardous recreational activity injuries incurred on or after January 1, 1998. For purposes of this subdivision, any skateboard facility that is a movable facility shall be deemed constructed on the first date it is initially made available for use at any location by the local public agency.

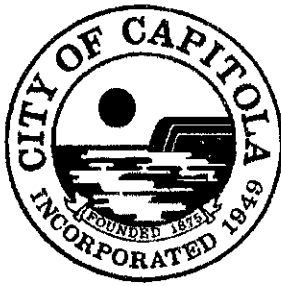
(B) For public skateboard parks that were constructed after January 1, 1996, and before January 1, 1998, this subdivision shall apply to hazardous recreational activity injuries incurred on or after January 1, 2012.

(4) The appropriate local public agency shall maintain a record of all known or reported injuries incurred by a skateboarder in a public skateboard park or facility. The local public agency shall also maintain a record of all claims, paid and not paid, including any lawsuits and their results, arising from those incidents that were filed against the public agency. Beginning in 2013, copies of the records of claims and lawsuits shall be filed annually, no later than January 30 each year, with the Assembly Committee on Judiciary and the Senate Committee on Judiciary.

(5) (A) Except as provided in subparagraph (B), this subdivision shall not apply on or after January 1, 2001, to public skateboard parks that were constructed on or before January 1, 1998, but shall continue to apply to public skateboard parks that are constructed after January 1, 1998.

(B) On and after January 1, 2012, this subdivision shall apply to public skateboard parks that were constructed on or after January 1, 1996.

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CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: CITY MANAGER'S DEPARTMENT
SUBJECT: SUMMARY OF PROPOSED DISTRIBUTION OF POSSIBLE REGIONAL LIBRARY FACILITIES FUNDING MEASURE

RECOMMENDED ACTION: Receive update regarding potential regional library facilities bond measure and provide direction.

BACKGROUND: On October 10, 2013, City Council received an update regarding the Library Facilities Master Plan for the Santa Cruz City County Library System, and a potential regional library funding measure. Based on the polling data, it appears a bond measure that generates approximately \$61 million regionally for facility improvements may receive the necessary 66% support from voters. The Facilities Master Plan called for a 13,000-square-foot new library in Capitola, with an estimated \$11.4 million construction cost.

Over the last year the Santa Cruz County Library Joint Powers Board (JPA) and the administrators for the various participating jurisdictions have held numerous meetings to discuss the distribution of the potential bond proceeds; however they have been unable to reach consensus regarding a proper allocation of funds.

Regardless of the measure's outcome, the City of Capitola is under contract with the County of Santa Cruz to begin construction by 2018 on a branch library that is at least 7,000 square foot branch library. The City has set aside \$2.6 million in former-Redevelopment Agency (RDA) funding for a library project. Should a regional measure not prove feasible, the City may consider building a smaller reduced-cost facility. This project could be funded with contributions from the General Fund or a local funding measure.

DISCUSSION: In an effort to find a regional solution to the distribution of funds, all jurisdictions have been asked to consider reducing their portion of the funding. To some extent such a reduction may be reasonable for Capitola, as the City has saved the \$2.6 million in former-RDA funds for a library project. However there are a number of considerations which could affect the City's position regarding the distribution of the potential bond proceeds

First, depending on the ultimate location of the library, the former RDA funds may be subject to restrictions and may not all be available for construction. Second, depending on the location of the library, additional land may need to be acquired which is not included in the \$11.4 million estimate. Land acquisition(s) could add an additional \$1-2 million in costs. Lastly, the current cost estimates do not include any temporary library facilities.

To date, staffs' position on a reduction for Capitola has been that if such a reduction is part of a regional effort to balance the funding, and doesn't simply result in a cut for Capitola with corresponding increases for other jurisdictions; such a reduction may be considered.

Council Member Termini has requested this item be placed on the agenda to provide feedback from the full City Council regarding the City's position on the funding distribution of a regional tax measure.

As the library facilities in Live Oak and Scotts Valley are relatively new, it has been a challenge to determine how best to integrate those areas into this measure. County representatives have indicated the amount allocated in the following table to Live Oak to be too low. Scotts Valley has requested parity with the Live Oak Branch, as they feel they are similarly situated areas in terms of their needs for their communities. The following table summarizes the various funding proposals that have been considered by the JPA Board.

Item #: 9.C. Staff Report.pdf

October 23, 2014 Agenda Report

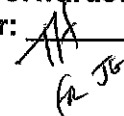
Summary of Proposed Distribution of Possible Regional Library Facilities Funding Measure

Branch	Facility Master Plan Estimates	Feb JPA Board Packet Figures	July JPA Board Packet	Sept JPA Board Packet
Santa Cruz City				
Downtown	24.9-35.6	26.9	27	26.2
Headquarters	0.7		0.4	0.4
Garfield Park	0.4	0.3	0.3	0.3
Branciforte	1.5-1.7	1.6	1.6	1.6
TOTAL SC City	\$27.5 - \$38.4M	\$28.8M	\$29.3M	\$28.5M
Scotts Valley				
Scotts Valley Branch	\$1.3-\$5.4M	\$5.8M	\$1M	\$1M
Capitola				
Capitola Branch	\$10.2-\$12.9M	\$11.4M	\$11.4M	\$10.5M
Santa Cruz County				
Live Oak	1.5-1.7	7.9-10.9	1.7	1.7
Felton	8.6	9.4	9.4	9.4
Aptos	7.6-13.4	8.2	7.9	7.9
La Selva Beach	0.5	0.5	0.5	0.5
Boulder Creek	1.6-1.8	1.6	1.6	1.6
TOTAL SC County	\$19.8 - \$26M	\$27.6 - \$30.6M	\$21.4M	\$21.1M
Issuance costs				\$2.1M
TOTAL	\$58.8 - \$82.7M	\$73.6 - \$76.6M	\$63.1 M	\$63.2M

FISCAL IMPACT: To be determined.

Report Prepared By: Jamie Goldstein
City Manager

Reviewed and Forwarded
by City Manager:





CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 23, 2014

FROM: COMMUNITY DEVELOPMENT DEPARTMENT

SUBJECT: GREEN BUILDING ORDINANCE AMENDMENT

RECOMMENDED ACTION: Amend the Green Building Ordinance to allow the Green Building Fund to be used for storm water protection and climate action planning purposes.

BACKGROUND: The City Council adopted the Green Building Ordinance on May 8, 2008, to promote sustainable design and improved energy efficiency for new construction and significant additions to existing buildings. As part of the Green Building Ordinance, the City Council also authorized the creation of a Green Building Education Fund to be used exclusively for program management, training, publications, and public educational purposes.

The City's Green Building regulations apply to non-residential additions and/or exterior remodels totaling 1,000 square-feet or more and residential additions and/or remodels totaling 350 square-feet or more. Projects subject to the regulations are assessed a fee of 0.25% of the total building valuation.

DISCUSSION: Significant state and federal regulatory changes have occurred since adoption of the Green Building Ordinance in 2008, including new statutory requirements for storm water pollution prevention and greenhouse gas (GHG) reduction programs. These new regulations require substantial City investment to effectively implement, including program management and administration, creation of incentive programs, materials and supplies, and education and outreach efforts.

Fees collected under the Green Building Ordinance may currently be used only for expenses associated with program management and public educational materials directly related to Green Building. The Ordinance, however, does not allow expenses related to storm water pollution prevention or climate action planning activities which are not directly related to the Green Building Program. These restrictions have made it challenging to spend monies accumulated in the Green Building Fund. The Green Building Fund currently has an approximate balance of \$122,000 and on average receives approximately \$21,000 of new revenue per fiscal year, depending on building permit activity.

Staff recommends the proposed Ordinance be amended as shown below in ~~strikeout~~/underline:

Revenues collected shall be maintained by the Finance Department as a revolving Green Building Education Fund and shall be used only for program management, training, publications, and public educational purposes, incentive programs, and materials and supplies necessary to promote sustainable development, water conservation, storm water pollution prevention, and climate action planning activities.

FISCAL IMPACT: The proposed amendment would not have any direct fiscal impact; however, expanding the allowable uses of the Green Building Fund would enable the City to partially fund mandated storm water pollution prevention and climate action planning activities with Green Building revenues which would reduce the General Fund impact of financing those programs.

ATTACHMENTS: (1) Proposed Green Building Ordinance Amendment

Report Prepared By: Richard Grunow
Community Development Director

Reviewed and Forwarded
By City Manager: 

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ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
AMENDING TITLE 17 OF THE CAPITOLA MUNICIPAL CODE, CHAPTER 17.10,
GREEN BUILDING REGULATIONS**

RECITALS:

WHEREAS, increases in population continually raise the demand on natural resources;
and

WHEREAS, there is a limited supply of energy, materials and services related to the construction of new buildings, both residential and non-residential; and

WHEREAS, the City of Capitola has previously committed to the finding and application of solutions to Global Climate Change, water conservation, and storm water pollution prevention; and

WHEREAS, the City of Capitola desires to be a leader in the development of a public education and participation program in green building practices, water conservation, storm water pollution prevention, and greenhouse gas reduction measures; and

WHEREAS, the Green Building Ordinance is consistent with the General Plan of the City of Capitola as expressed in the Land Use, Open Space and Conservation, Mobility, Energy Conservation Element and in the Housing Elements (specifically: Housing Opportunities (B): Opportunities for Energy Conservation), as well as in Policy 19 of the Capitola Local Coastal Program (specifically sections A, B and C); and

WHEREAS, the most effective method of public and private participation is the requirement for mandatory compliance with a responsible compliance methodology that is designed to enhance green building construction techniques, water conservation, storm water pollution prevention, and greenhouse gas reduction measures without being over-burdensome; and

WHEREAS, the activity is covered by the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant adverse effect on the environment, the activity is not subject to CEQA (Subdivision (b)(3) of Section 15061 of the California Environmental Quality Guidelines (14 CCR 15000 et seq)).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CAPITOLA DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Chapter 17.10 is hereby added to the Capitola Municipal Code to read as follows:

"Chapter 17.10
Green Building Regulations

Sections:

17.10.010	Purpose and Findings
17.10.020	Definitions
17.10.030	Standards for Compliance
17.10.040	Exceptions
17.10.050	Maintenance of Document
17.10.060	Method of Compliance
17.10.070	Exceptional Design
17.10.080	Creation of Green Building Educational Resource Fund

17.10.010 Purpose and Findings

The City finds that green building design, construction and operation can have a significant positive effect on energy and resource efficiency, waste and pollution generation, and the health and productivity of a building's occupants over the life of the building. The second purpose is to create healthy work and living environments increasing the productivity of workers and residents and visitors to the city by improving indoor air quality and lighting.

The intent of this section is to help promote the environmental sustainability of natural resources and improvement of the interior environment by efficiently redirecting the use of recyclable materials away from landfills, by introducing recycled-content and materials created with a low embodied energy materials in construction, and by reducing the energy consumption needs of structures by making use of efficient construction methods.

The City also finds that green design and construction decisions made by the City in the construction and remodeling of City buildings can result in significant cost savings to the City over the life of the buildings. The City also recognizes that it must lead by example in order to have the general populace follow suit and therefore commits itself to the practice of green building for all new and remodeling construction on City owned buildings and structures.

The City additionally finds that water conservation, storm water pollution prevention, and greenhouse gas reductions advance the City's General Plan goals to promote resource conservation, clean and healthy air and water, and overall environmental sustainability.

17.10.020 Definitions

Addition: A structure expansion that is physically connected to a previously existing building.

Interior remodel: Change or alteration in only the interior of a building that does not increase its net square footage.

New construction: A new building not physically connected to a previously existing building.

Non-habitable residential structure: A building on a residential property that is not legally habitable, such as a garage or shed.

Non-residential: Not meeting the definition of "residential".

Residential: Single-family, accessory dwelling units, or multi-family residences.

Remodel: Change or alteration in a building that does not increase its net square footage.

17.10.030 Standards for Compliance

Persons constructing a new building, adding to or substantially remodeling a building in the City of Capitola shall participate in the Capitola Green Building Program. In order to obtain a building permit for any new building, addition or substantial remodel in excess of those exempted in Section 17.10.040, each project must include elements from the program checklist equal to or exceeding the following:

TABLE 1: NON-RESIDENTIAL (COMMERCIAL) ACTIONS AND POINT REQUIREMENTS

Total points possible	75
Action	Points required to receive action:
C-1. Receipt of Building Permit*	7
C-2. Green Building Award	40

*Exceptions: These points are not required for non-residential additions and remodels totaling less than 1000 square feet, or interior-only non-residential remodels of any size.

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TABLE 2: RESIDENTIAL NEW CONSTRUCTION ACTIONS AND POINT REQUIREMENTS

Total Points Available	460	
Action	Points required to receive action:	
	First 350 Square Feet	Each Additional 100 Square Feet or fraction thereof
R-N-1. Receipt of building permit	10	1.5
R-N-2. Green Building Award	60	3.5

TABLE 3: RESIDENTIAL REMODEL AND ADDITION ACTION POINT REQUIREMENTS

Total Points Available	464	
Action	Points required to receive action:	
	First 350 Square Feet	Each Additional 100 Square Feet or fraction thereof
R-A/R-1. Receipt of building permit*	5	1.1
R-A/R -2. Green Building Award	35	2.5

*Exception: These points are not required for additions and/or remodels of less than 350 square feet.

17.10.040 Exceptions

The following are exempt from the provisions of this Section:

- Additions and remodels of less than three hundred fifty (350) square feet of any residential dwelling structure.
- Additions and remodels of less than one thousand (1000) square and interior remodels of any non-residential structure.
- Equipment and non-structural modifications of any residential or non-residential structure.
- Non-habitable residential structures of less than one thousand (1000) square feet.
- General maintenance of any structure.
- Historical structures where the historic fabric would be compromised.

17.10.050 Maintenance of Document

Building and planning staff shall update the Green Building Program documentation and checklist to reflect advances in green building techniques and materials and to make necessary modifications in program implementation on an annual basis.

17.10.060 Method of Compliance

The Chief Building Official and/or the Community Development Director shall maintain the following documents for the public:

- *City of Capitola: Standards for Green Building Compliance*
- *New Home Green Points Check List for Residential Buildings*
- *New Building Green Points Check List for Non-Residential Buildings*

These documents shall be to aid in the design and certification of new residential and non-residential buildings and significant remodels and additions thereto. Every applicant of a building permit not exempted by 17.10.040 (Exemptions) above shall complete and submit the

appropriate check list for their project as well along with the standard application documents. All compliance measures shall be clearly delineated on plan sets.

17.10.070 Exceptional Design

Designers and builders employing exceptional design, construction practices and/or maintenance features may have their project modified from the strict interpretation of the program if in the opinion of the Community Development Director or Building Official such features exhibit at least a 20 percent increase in points over the minimum standards for a Green Building Award as outlined in 17.10.30 Standards for Compliance above. Exceptional designs shall also be recognized by the City and eligible to receive a plaque that may be displayed on the structure.

17.10.080 Creation of Green Building Educational Resource Fund

Building permits which are required to comply with the Green Building Regulations shall be assessed a fee equal to .0025 times the overall valuation of the project. Revenues collected shall be maintained by the Finance Department as a revolving Green Building Education Fund and shall be used only for program management, training, publications, and public educational purposes, incentive programs, and materials and supplies necessary to promote sustainable development, water conservation, storm water pollution prevention, and climate action planning activities.

Section 2. Severability

If any section, subsection, subdivision, paragraph, sentence, clause or phrase of the Section, or any part thereof, is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Section or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause and phrase of this Section irrespective of the fact that one or more sections, subsections, paragraphs, sentences, clauses, or phrases be declared unconstitutional, invalid or effective. To this end, the provisions of this Section are declared to be severable.

Section 3. This Ordinance shall take effect and be in full force on December 1, 2014

This Ordinance was introduced on the 23rd day of October, 2014, and was passed and adopted by the City Council of the City of Capitola on the ___ day of _____, 2014, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

APPROVED: _____
Sam Storey, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk