

City of Capitola Agenda

Mayor: Michael Termini
Vice Mayor: Stephanie Harlan
Council Members: Kirby Nicol
Dennis Norton
Sam Storey
Treasurer: Jacques Bertrand



CAPITOLA CITY COUNCIL REGULAR MEETING NOVEMBER 20, 2012 - 7:00 PM

CLOSED SESSION – 6:00 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.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR Govt. Code § 54956.8

Property: 420 Capitola Ave., Capitola; APN 035-141-35
Agency Negotiator: City Manager
Negotiating Parties: City of Capitola and On Air LLC
Under Negotiation: Property Negotiations

Property City of Capitola Gym, 250 Washburn Avenue, Capitola; APN 036-101-37;
(City of Capitola, Owner)
Agency Negotiator: City Manager
Negotiating Parties: City of Capitola and the Soquel Union Elementary School District
Under Negotiation: Real Property Lease/Sale

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to litigation pursuant to subdivision (b) of Govt. Code §549569.9

1. City of Capitola Insurance Coverage Claim Against Lexington Insurance (Noble Gulch pipe failure);
2. Santa Cruz County regarding the Noble Gulch pipe failure;
3. Pacific Cove Mobile Home Park closure.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Govt. Code §54956.9)

1. Kevin Calvert, D.D.S. and Pamela Calvert vs. City of Capitola, et al. [Superior Court of the State of California for County of Santa Cruz, Case #CV 172804];
2. Katie Saldana vs. City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 172324];

3. Foremost Insurance Company vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 173228];
4. Truck Insurance vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV173071];
5. David Ross; Carousel Taffy Morro Bay, Inc.; Village Mouse dba; The Thomas Kinkade Gallery Capitola; Judith Ferro vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 173642];
6. American Alternative Insurance Corporation; Central Fire Protection District of Santa Cruz County vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV173926];
7. California Capital Insurance Company [Superior Court of the State of California for the County of Santa Cruz, Case #CV173552];
8. Trustees of the John T. Kawahara and Barbara J. Kawahara Revocable Trust [Superior Court of the State of California for the County of Santa Cruz, Case #CV175216];
9. Brian Alexander [Superior Court of the State of California for the County of Santa Cruz, Case #CV173256].

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, Kirby Nicol, Sam Storey, and Mayor Michael Termini
2. **PRESENTATIONS**
Proclamation recognizing Heartland Hospice and proclaiming December 1, 2012 “Heartland Hospice Day”
3. **REPORT ON CLOSED SESSION**
4. **ADDITIONS AND DELETIONS TO AGENDA**
5. **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.
6. **COUNCIL/STAFF ANNOUNCEMENTS**
7. **BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS**

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. Consideration of approving the City Council Minutes of the Regular Meeting of August 9, 2012.
RECOMMENDED ACTION:
Approve Minutes.
- B. Approval of City Register Reports dated October 19, 2012; October 26, 2012; November 2, 2012; and November 9, 2012.
RECOMMENDED ACTION:
Approve the City Check Register Reports.
- C. Consideration of adding a Disability Access and Education Fee to the Fiscal Year 2012/2013 Fee Schedule based on Senate Bill No. 1186.
RECOMMENDED ACTION:
Approve the addition of the fee to the Fiscal Year 2012/2013 Fee Schedule.

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. Consideration of a Resolution extending a red curb line on Clares Street between 41st Avenue and Derby Lane.
RECOMMENDED ACTION:
Adopt Resolution.
- B. Receive update on the Rispin property ownership.
RECOMMENDED ACTION:
Accept report.
- C. Receive information regarding Elected Officials Eligibility in the California Public Employees Retirement System; and consideration of a Resolution allowing or requiring elected officials to pay 100% of their retirement benefit.
RECOMMENDED ACTION:
No staff recommendation. Council discretion to consider adopting a Resolution allowing or requiring elected officials to pay 100% of their retirement benefit.
- D. Consideration of a Resolution authorizing a sole source contract with Ebert Corporation for the construction of the Noble Gulch Pipeline Repair Project at a cost not to exceed \$112,000; and authorize budget expenditures of \$120,000 for Fiscal Year 2012-2013.
RECOMMENDED ACTION:
Authorize contract.

10. COUNCIL/STAFF COMMUNICATIONS

11. CITY COUNCIL/TREASURER COMMENTS/COMMITTEE REPORTS

City Council Members/City Treasurer may comment on matters of a general nature or identify issues for staff response or future council consideration. Council Members/Committee Representatives may present oral updates from standing committees at this time.

12. ADDITIONAL MATERIALS

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

13. ADJOURNMENT

Adjourn to the next Regular Meeting of the City Council on Thursday, December 13, 2012 at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

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 on the Internet at the City’s website: www.ci.capitola.ca.us. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola.

Agenda Document Review: The complete agenda packet is available at City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. 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 replayed at 12:00 Noon on the Saturday following the meetings 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.ci.capitola.ca.us by clicking on the Home Page link “View Capitola Meeting Live On-Line.” Archived meetings can be viewed from the website at anytime.

City of Capitola

Mayor's Proclamation

Recognizing Heartland Hospice and Proclaiming December 1, 2012 "Heartland Hospice Day"

WHEREAS, **Heartland Hospice** has been serving families in the City of Capitola and the Santa Cruz County Community for over ten years; and

WHEREAS, the mission of **Heartland Hospice** is to enrich their patients' lives, and the lives of the people who love them, by preserving their dignity, showing them respect and treating them with caring compassion; and

WHEREAS, **Heartland Hospice** promises to care for the mind, body, and spirit of their patients; and

WHEREAS, the City of Capitola has joined together with **Heartland Hospice**, recognizing Heartland as a community partner in care.

NOW, THEREFORE, I, Michael Termini, Mayor of the City of Capitola, hereby recognize **Heartland Hospice** for the compassionate service it provides to our residents, proclaim **Saturday, December 1, 2012**, as "**Heartland Hospice Day**" in the City Capitola, and encourage residents to join me at the Capitola Bandstand for the second "Light Up a Life" Memorial Celebration to be held on that day from 3:30 to 5:30 p.m.



A handwritten signature in black ink, appearing to read "Michael Termini".

Michael Termini, Mayor
*Signed and sealed this 20th day of
November 2012*

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CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: OFFICE OF THE CITY CLERK

SUBJECT: APPROVAL OF THE CITY COUNCIL MEETING MINUTES OF AUGUST 9, 2012

RECOMMENDED ACTION: Approve the subject minutes as submitted.

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

ATTACHMENTS

1. August 9, 2012 Regular City Council Minutes;

Report Prepared By: Susan Sneddon, CMC
City Clerk

Reviewed and Forwarded
By City Manager: 

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NOT OFFICIAL UNTIL APPROVED BY COUNCIL

**CITY OF CAPITOLA
CITY COUNCIL**

**August 9, 2012
Capitola, California**

**MINUTES OF A REGULAR MEETING
6:00 P.M. – CLOSED SESSION – CITY MANAGER’S OFFICE**

CALL TO ORDER

Mayor Termini called the meeting to order at 6:00 p.m. Council Members present: Council Member Harlan, Council Member Norton, Council Member Nicol, Council Member Storey, and Mayor Termini. Mayor Termini made an announcement regarding the items to be discussed in Closed Session, as follows:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of GC §54956.9: Three cases:

1. City of Capitola Insurance Coverage Claim Against Lexington Insurance (Noble Gulch Storm Drain Failure);
2. Pacific Cove Mobile Home Park Pipe Failure and Closure;
3. Consideration of lawsuit against the Department of Finance – Disputed Recognized Obligations of the Successor Agency.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Govt. Code §54956.9)

1. Kevin Calvert, D.D.S. and Pamela Calvert vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 172804];
2. Katie Saldana vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 172324];
3. Foremost Insurance Company vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 173228];
4. Truck Insurance vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV173071];
5. David Ross; Carousel Taffy Morro Bay, Inc.; Village Mouse dba; The Thomas Kinkade Gallery Capitola; Judith Ferro vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV 173642];
6. American Alternative Insurance Corporation; Central Fire Protection District of Santa Cruz County vs. the City of Capitola, et al. [Superior Court of the State of California for the County of Santa Cruz, Case #CV173926].

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Jamie Goldstein, City Manager

Employee Organizations: Capitola Police Officers Association; and the Association of Capitola Employees.

Mayor Termini noted that there was no one in the audience; therefore, the City Council recessed at 6:00 p.m. to the Closed Session in the City Manager’s Office.

12302

CAPITOLA CITY COUNCIL – AUGUST 9, 2012

7:00 P.M. – OPEN SESSION

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL

CALL TO ORDER

Mayor Termini called the Regular Meeting of the Capitola City Council to order at 7:00 p.m. on Thursday, August 9, 2012, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

Mayor Termini announced that this meeting is conducted in memory of Cathy Dominguez, a long-time resident of Capitola, who recently passed away.

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

PRESENT: Council Members Stephanie Harlan, Dennis Norton, Kirby Nicol, Sam Storey, and Mayor Michael Termini

ABSENT: None

OTHERS: City Treasurer Jacques Bertrand

STAFF: City Manager Jamie Goldstein, Assistant City Attorney Adair Paterno, Public Works Director Steve Jesberg, Finance Director Tori Hannah, and City Clerk Susan Sneddon

2. PRESENTATIONS

Mayor Termini read the proclamation honoring Patti Wakefield for 22 years of service as the City Hall Receptionist.

3. REPORT ON CLOSED SESSION [520-25]

Assistant City Attorney Paterno stated that the City Council had conference with legal counsel regarding anticipated litigation and received an update on the City of Capitola Insurance Coverage Claim against Lexington Insurance (Noble Gulch Storm Drain Failure); the City Council authorized the City Attorney's office to begin unlawful detainer proceedings against the remaining Pacific Cove Mobile Home Park residents. The City Council received an update regarding the Department of Finance lawsuit. **Assistant City Attorney Paterno** stated that the City Council received an update on existing litigation with no reportable action. The conference with a labor negotiator will be considered in the city Council's Consent Calendar later this evening.

4. ADDITIONS AND DELETIONS TO AGENDA (none provided)

5. PUBLIC COMMENTS

Marilyn Garrett spoke against wireless technology and microwave radiation.

5. PUBLIC COMMENTS (continued)

Carol Lerno, former Pacific Cove Mobile Home Park resident, requested that the City Council continue working on relocating the five remaining residents of the Pacific Cove Mobile Home Park.

6. COUNCIL/STAFF ANNOUNCEMENTS

Council Member Norton requested an update regarding contacting Stephanie Strelow to provide the environmental review for the proposed Single-Use Bag Reduction Ordinance.

City Manager Goldstein responded that Ms. Strelow will be working on the environmental review, which will be brought before Council by the end of this calendar year.

Mayor Termini stated that Santa Cruz GreenWaste Recovery printed peel-and-stick signs for the trash receptacles, stating “Please Drive Slowly”.

Council Member Harlan stated that on Sunday, August 12th, the Capitola Begonia Festival kick-off party will be held at Shadowbrook Restaurant.

7. COMMITTEE APPOINTMENTS (None provided)

8. CONSENT CALENDAR

- A. Approve City Council Minutes of the May 31, 2012 Special Joint Study Session of the Capitola City Council and the Successor Agency to the former Redevelopment Agency.
- B. Consideration of awarding a contract to Graham Contractors of San Jose for the construction of the 2012 Capitola Slurry Seal Program in the amount of \$91,674.48 and authorizing the City Manager to sign the contract on behalf of the City. [940-60/500-10 A/C: Graham Contractors]
- C. Consideration of approving the Memorandum of Understanding with the Capitola Police Officers bargaining unit. [600-10]
- D. Consideration of approving an Early Retirement Contract with Patricia Wakefield and authorizing the City Manager to execute the contract. [620-10 Personnel/500-10 A/C: Wakefield, Patricia]
- E. Consideration of approving a request to proceed with recruitment for a vacancy on the City’s Commission on the Environment. [430-05]
- F. Receive Planning Commission Action Minutes for the Regular Meeting of August 2, 2012. [740-50]

12304

CAPITOLA CITY COUNCIL – AUGUST 9, 2012

8. CONSENT CALENDAR (continued)

G. Consideration of Resolutions of the City Council of the City of Capitola authorizing submittal to the California Coastal Commission for the certification of an amendment to the Local Coastal Program pertaining to single-room-occupancy parking requirements and emergency shelters. [740-30/730-85/570-10]

ACTION: Motion by Council Member Nicol, seconded by Council Member Storey, to approve the Consent Calendar. The motion was unanimously carried.

9. GENERAL GOVERNMENT/PUBLIC HEARINGS

A. Consideration of a Resolution placing a Visitor Service Fee (Transient Occupancy Tax – TOT) Measure on the November 6, 2012 Presidential General Election ballot to increase the TOT from 10% to a higher figure authorizing certain Council Members to file written arguments for or against the City Measure and filing of rebuttal arguments for the City Measure; and approving a timeline for filing Arguments/Rebuttals for the City Measure. [560-10]

City Manager Goldstein stated that at the July 26, 2012 City Council meeting staff was directed to prepare documents for a ballot measure to increase the City's Transient Occupancy Tax (TOT) from 10% to 12%. He provided an update of similar actions by the City of Santa Cruz and the County of Santa Cruz.

Council Member Nicol made a motion to adopt the proposed Resolution placing a Transient Occupancy Tax Measure on the November 6, 2012 Presidential General Election Ballot to increase the TOT from 10% to a higher figure. The motion died due to lack of a second motion.

Mayor Termini stated if the City approves moving forward with a TOT Measure, and it is approved by the voters, he recommended that 1% of the TOT be split between the Capitola-Soquel Chamber of Commerce and the Santa Cruz County Visitors Center.

Mayor Termini open this item for public comment.

The following urged the City Council to increase the City's TOT to remain consistent with the City and County of Santa Cruz:

Chris Ferrante, Beach Street Inn Co-Owner and the CVC President

Merry Crowen, Santa Cruz Seaside Company Vice President

Maggie Ivy, Santa Cruz County Conference and Visitors' Council CEO

Nels Westman, Capitola resident, provided comments regarding the proposed TOT Ballot Measure.

Mayor Termini closed this item for public comment.

Mayor Termini asked if this item is a reconsideration of the City Council's July 26, 2012 action regarding the a TOT Measure for the November 6, 2012 General Municipal Election

9. GENERAL GOVERNMENT/PUBLIC HEARINGS (continued)

City Manager Goldstein responded that the proposed TOT Measure discussed at the July 26, 2012 City Council meeting is de novo because a Resolution had not been drafted.

Motion by **Council Member Norton**, seconded by **Mayor Termini**, to (1) Adopt a Resolution authorizing a ballot measure be placed on the November 6, 2012 Consolidated General Presidential Election Ballot to increase the Transient Occupancy Tax from 10% to 11%. The motion failed on the following vote: AYES: Council Member Norton and Mayor Termini. NOES: Council Member Harlan, Nicol, and Storey. None. ABSENT: None. ABSTAIN: None.

Motion by **Council Member Nicol** to approve a Resolution amending the submission to the qualified electors of the City by adding a question of a certain Ballot Measure to increase the City's Transient Occupancy Tax rate of 10% to 12% at the General Municipal Election on November 6, 2012. The motion died for lack of a second.

B. Discussion regarding Lower Pacific Cove Parking Lot Project financing and project description. [260-10/330-10]

Public Works Director Jesberg stated that additional material was provided to the City Council regarding the lower Pacific Cove parking lot and the proposed upper Pacific Cove parking structure. At the July 26, 2012 City Council meeting there was a discussion regarding the construction of a 220-space surface parking lot on the lower Pacific Cove property as a short-term use and directed staff to return with a project description and financing plan. Staff was directed to develop a preliminary financing plan and a construction schedule for the proposed upper Pacific Cove parking structure. The proposed lower Pacific Cove parking lot would be located on approximately 4 acres formerly used for the Pacific Cove Mobilehome Park. He reviewed the following design features:

- Maximum number of parking stalls (estimated between 220 and 250 spaces);
- Pedestrian and vehicle circulation;
- Entrances and exits at both Capitola Avenue and Bay Avenue;
- Low impact development standards needed to address water quality and storm water flow control;
- Landscaping and down-cast lighting and pedestrian facilities;
- Pay-by-space parking fee using the pay stations currently in the village;
- Enhancement of beach shuttle during the summer.

In addition, he reviewed the following optional project components:

- Renovation of the existing restroom facilities;
- Placement of a new or relocation of an existing coach near Capitola Avenue (on the Beulah site) for City storage and office space;
- Landscaping along Monterey Avenue and Bay Avenue;

12306 CAPITOLA CITY COUNCIL – AUGUST 9, 2012

9. GENERAL GOVERNMENT/PUBLIC HEARINGS (continued)

- New pedestrian access to Bay Avenue from upper Pacific Cove parking lot;
- Parking pay stations on the upper Pacific Cove parking lot.

The total construction costs with the optional elements is estimated at \$764,000.

Public Works Director Jesberg stated that the project goal is to construct a parking lot that will be in use up to 5 years, at which time it is anticipated that other uses currently not defined will be developed for the site in all or portions of the parking lot will be removed. In addition, he stated the following optional items for the upper Pacific Cove parking lot:

- 6 pay stations on the upper parking lot;
- Lighting improvements;
- Pedestrian improvements.

Public Works Director Jesberg stated that the pay stations and pedestrian improvements would be dovetailed with the proposed permanent parking structure in the upper Pacific Cove property. The total costs including engineering and permitting would be \$1 million.

Mayor Termini asked if the pedestrian improvements would fall outside the proposed parking structure area.

Public Works Director Jesberg responded in the affirmative. The improvements listed are outside the area of the proposed permanent parking structure.

Mayor Termini asked if the proposed amount for the grading and surfacing (\$257,000) was included in the funds the City borrowed to close the Pacific Cove Mobilehome Park.

Public Works Director Jesberg responded that the funds used to close the Pacific Cove Mobilehome Park do not include site improvements; the borrowed City funds are to abandon all the utilities and remove debris.

Mayor Termini asked if relocating the coach would be for Police property storage.

Public Works Director Jesberg responded that it would eliminate paid storage the City currently has on 38th Avenue and would also free the space in the Community Room.

Mayor Termini asked if it would be more efficient to include both the lower parking lot and the proposed permanent parking structure in the upper site in with the civil engineering study.

9. GENERAL GOVERNMENT/PUBLIC HEARINGS (continued)

Public Works Director Jesberg responded that some savings may be realized. The total cost would be approximately \$50,000 per site for civil engineering.

Mayor Termini asked if the City moves forward with the proposal, could the Council stipulate that all the work will be done by local contractors. He stated that there are local design firms with experience in working with this property.

City Manager Goldstein stated that pursuant to the adopted purchasing guidelines, the City can provide local preferences for local bidders. He stated with professional design contracts there is a different procurement process when the City obtains bids; local professionals with the knowledge and experience of this site would be preferred.

Public Works Director Jesberg stated the estimated debt service for the lower Pacific Cove parking lot is \$30,000 to \$50,000 per year. The estimated revenue from the lower parking lot is approximately \$40,000. He stated that the existing spaces in the upper Pacific Cove parking lot would generate approximately \$250 per space and would reduce down to \$175 per space to = \$40,000. He stated that the recommendations for the lower parking lot are to improve the preliminary project description, to authorize a request for proposal for the engineering and design services, to authorize staff to initiate environmental review, and to approve a Resolution authorizing the advance of funds to pay for preliminary engineering costs up to \$75,000. The adoption of the proposed Resolution will allow the City to recapture that cost as part of any debt the City issues for the project in the future.

Public Works Director Jesberg stated that the 2011 Capitola Village Parking Structure Design prepared by Watry Design provided two options, keeping the maximum height at level with the existing railroad bed:

- 3 stories (1 subterranean); 554-space structure (320 net new); cost estimated at \$12.8 million;
- 4 stories (2 subterranean); 664-space structure (430 net new); cost estimated at \$18.8 million.

He stated that a peer review was completed by a local construction company, indicating that the City's estimated costs are accurate. Due to site constraints (storage and staging areas) and extensive excavation work, the estimated construction period is 1-year or more. He reviewed the financial report from July 2011 with the estimated total project costs of \$14 million.

12308

CAPITOLA CITY COUNCIL – AUGUST 9, 2012

9. GENERAL GOVERNMENT/PUBLIC HEARINGS (continued)

He identified the funding sources with the estimated total project costs of \$14 million, including mitigation and off-site improvements, and he reviewed the annual on-going costs in the amount of \$700,000. He stated the potential funding to offset the General Fund impact is approximately \$725,000. **Public Works Director Jesberg** reviewed that the next steps, which include an estimated cost of \$50,000 for engineering and modifications of General Plan contract to include structure. He requested that the City Council approve the staff recommendations for the Lower Pacific Cove Parking Lot Project and provide direction on the Upper Pacific Cove Parking Structure.

Mayor Termini opened this item for public comment.

Nels Westman, 507 Riverview Drive, commented on both the lower Pacific Cove parking lot and the proposed permanent upper Pacific Cove parking structure.

Mayor Termini closed this item for public comment.

ACTION: Motion by Council Member Nicol, seconded by Mayor Termini, to approve the preliminary project description for the Lower Pacific Cove Parking Lot Project in the amount of \$1 million; to include the pay stations, lighting and pedestrian improvements in the upper Pacific Cove lot; to authorize the release of a request for proposals for engineering and design services; to authorize staff to initiate an environmental review of the proposed project; and approve Resolution No. 3932 authorizing the advance of funds to pay \$75,000 in preliminary project costs prior to receiving debt funding. The motion carried with the following vote: AYES: Council Members Harlan, Nicol, Storey, and Mayor Termini. NOES: Council Member Norton. ABSENT: None. ABSTAIN: None.

C. Consideration of a Resolution adopting the Fiscal Year 2012/2013 through the Fiscal Year 2016/2017 City of Capitola Capital Improvement Program, and directing the finance department to enter the Fiscal Year 2012/2013 funding into the current fiscal year budget. [330-20/330-10]

Public Works Director Jesberg introduced this item. He provided an overview of Capital Improvement Program (CIP) projects completed in Fiscal Year 2011/2012 and ongoing in Fiscal Year 2012/2013. As part of the Fiscal Year 2012/2013 Budget adoption the City Council appropriated \$22,500 for the CIP. He stated that staff is recommending a budget amendment to the CIP appropriating \$208,000 of undesignated CIP fund balance from the utility undergrounding project, of which \$75,000 is recommended to be allocated to the Lower Pacific Cove Parking Project and \$133,000 to the Utility Underground Project. The \$75,000 will need to be repaid to the Utility Underground Project when final financing of the parking lot project is secured.

9. GENERAL GOVERNMENT/PUBLIC HEARINGS (continued)

ACTION: Motion by Council Member Norton, seconded by Council Member Harlan, to adopt Resolution No. 3933 adopting the Fiscal Year 2012/2013 Budget through the Fiscal Year 2016/2017 City of Capitola Capital Improvement Program and directing the finance department to enter the Fiscal Year 2012/2013 funding into the current fiscal year budget. The motion carried unanimously with the following vote: AYES: Council Members Harlan, Nicol, Norton, Storey, and Mayor Termini. NOES: None. ABSENT: None. ABSTAIN: None.

D. Consideration of an amendment to Section 12.56.090 (Right-of-way obstructions) of the Capitola Municipal Code pertaining to the removal of items from public property [1st Reading]. [485-70]

Public Works Director Jesberg introduced this item. He stated that staff is recommending an amendment to the City's Municipal Code that allows Public Works' staff to remove any obstructions or illegal encroachments in the public right-of-way. He stated that the City Attorney also suggested that as part of this process the City should add clear language and authority for illegal items to be removed from both public properties.

Mayor Termini opened the public hearing.

There was no public comment.

Mayor Termini closed the public hearing.

ACTION: Motion by Council Member Nicol, seconded by Council Member Storey, introducing an Ordinance amending Section 12.56.090 (Right-of-way obstructions) of the Capitola Municipal Code pertaining to the removal of items from public property [1st Reading]. The motion carried unanimously with the following vote: AYES: Council Members Harlan, Norton, Nicol, Storey, and Mayor Termini. NOES: None. ABSENT: None. ABSTAIN: None.

10. COUNCIL/STAFF COMMUNICATIONS

Council Member Nicol requested an update on street improvements from Clare's Street and 41st Avenue.

Police Chief Escalante provided a brief report on monitoring the intersection at Clare's Street and 41st Avenue.

Council Member Harlan reported that she attended a community meeting held by Supervisor Leopold regarding the Target signs.

11. **ADJOURNMENT**

Mayor Termini adjourned at 9:20 p.m. to the next Regular Meeting of the City Council to be held on Thursday, September 13, 2012 at 7:00 p.m. in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: FINANCE DEPARTMENT
SUBJECT: CITY CHECK REGISTER REPORT

RECOMMENDED ACTION: Approve the attached Check Register Reports for Oct 19, Oct 26, Nov 2, and Nov 9, 2012.

DISCUSSION: Check Registers are attached for:

Date	Starting Check #	Ending Check #	Total Checks/EFT	Amount
10/19/2012	71216	71260	45	\$60,651.11
10/26/2012	71261	71322	62	\$193,155.70
11/2/2012	71323	71364	42	\$40,391.40
11/9/2012	71365	71426	63	\$111,797.99

The check register of Oct 12, 2012 ended with check #71215.

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
71249	SCC Auditor-Controller	PD	Citation pass-thru fees	\$12,807.00
71261	Atchison, Barisone et al	CM	Sep 2012 Legal Services	\$15,331.95
71291	PG&E	PW	Monthly Electric	\$14,029.35
71307	Santa Cruz Regional 911	PD	Qtrly Operating Cost+Debt svc	\$120,081.00
EFT	CalPERS Health Ins	CM	Employee Funded Health Ins	\$51,994.89

ATTACHMENTS:

1. Check Register for Oct 19, 2012
2. Check Register for Oct 26, 2012
3. Check Register for Nov 2, 2012
4. Check Register for Nov 9, 2012

Report Prepared By: Linda Benko
AP Clerk

Reviewed and Forwarded
by City Manager: 

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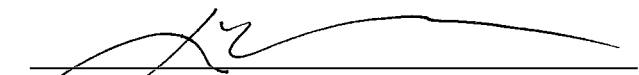
Checks dated 10/19/12 numbered 71216 to 71260 for a total of \$60,651.11 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

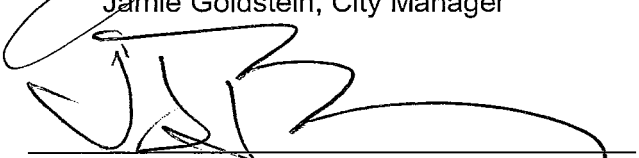
As of 10/19/12 the unaudited cash balance is \$2,098,855

CASH POSITION - CITY OF CAPITOLA 10/19/12

	<u>Net Balance</u>
General Fund	(57,068)
Contingency Reserve Fund	404,896
Worker's Comp. Ins. Fund	207,160
Self Insurance Liability Fund	200,087
Stores Fund	7,458
Information Technology Fund	184,471
Equipment Replacement	402,706
Compensated Absences Fund	25,853
Public Employee Retirement - PERS	206,254
Open Space Fund	256
Capital Improvement Projects	516,782
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>2,098,855</u></u>


The Emergency Reserve Fund balance is \$156,045.54 and is not included above.



 Jamie Goldstein, City Manager


 Jacques J.J. Bertrand, City Treasurer

 10/19/12
 Date



 Date

City Checks Issued 10/19/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71216	10/19/2012 Invoice AFLAC10-19-12	Open	Date 10/17/2012	Description Suppl Health Ins, Employee Funded	AFLAC	\$458.76
71217	10/19/2012 Invoice 44073	Open	Date 10/09/2012	Description Keys-Rec	ALLSAFE LOCK COMPANY	\$8.64
71218	10/19/2012 Invoice 230099-2013	Open	Date 09/04/2012	Description 2013 Membership, S Jesberg	AMER SOCIETY OF CIVIL ENGINEERS	\$320.00
71219	10/19/2012 Invoice 624-Oct12 674-Oct12	Open	Date 10/01/2012 10/01/2012	Description Long Distance Service, Oct2012 Long Distance Service, PD	AT&T	\$15.43
71220	10/19/2012 Invoice Sep2012	Open	Date 09/30/2012	Description Pacific Cove MHP Relocation Services Fund 1420, Pac Cove Bond	AUTOTEMP INC.	\$2,790.00
71221	10/19/2012 Invoice Sep-Oct2012	Open	Date 10/06/2012	Description City Credit Card Charges, Sep-Oct2012 Fund 1000, Gen Fund=\$936.14 Fund 2210, Stores=\$195.54 Fund 2211, Info Tech=\$687.36	BANK OF AMERICA	\$1,819.04
71222	10/19/2012 Invoice 7248	Open	Date 10/03/2012	Description Pac Cove Survey Fund 1200, CIP	BOWMAN & WILLIAMS, INC.	\$540.00
71223	10/19/2012 Invoice 933770	Open	Date 10/03/2012	Description Fingerprinting-Rec	CA DEPARTMENT OF JUSTICE	\$32.00
71224	10/19/2012 Invoice 127587	Open	Date 09/28/2012	Description Sept Parking Meters	CALE AMERICA INC.	\$770.00
71225	10/19/2012 Invoice 843	Open	Date 08/14/2012	Description Uniform Exp, Serna (Explorer)	CALIFORNIA COAST UNIFORM CO	\$294.12
71226	10/19/2012 Invoice POA-10-19-12	Open	Date 10/17/2012	Description POA Dues, Employee Funded	CAPITOLA PEACE OFFICERS ASSOC.	\$769.00

City Checks Issued 10/19/2012

Invoice #	Date	Description	Amount
71227	10/19/2012	Open	CDW GOVERNMENT INC. \$56.56
Invoice	Date	Description	Amount
Q840636	09/19/2012	Kingston 2GB	\$169.91
R132661	09/25/2012	Return Crucial 1GB	(\$113.35)
		Fund 2211, Info Tech	
71228	10/19/2012	Open	CHANTICLEER VET HOSPITAL \$1,689.80
Invoice	Date	Description	Amount
Sept 2012	09/30/2012	Sep2012 Animal Control Exp	\$1,689.80
71229	10/19/2012	Open	CHRISP COMPANY \$4,915.00
Invoice	Date	Description	Amount
1120903102	09/22/2012	Striping, Brommer & 41st Ave	\$4,915.00
		Fund 1200, CIP	
71230	10/19/2012	Open	COASTAL WATERSHED COUNCIL \$5,698.38
Invoice	Date	Description	Amount
1167	09/30/2012	Stormwater Education & Outreach Service	\$721.73
1170	09/30/2012	Soquel Creek Monitoring-Water Quality	\$4,976.65
71231	10/19/2012	Open	COMMERCIAL SPEEDOMETER SVC \$240.00
Invoice	Date	Description	Amount
981	09/24/2012	Speedometer Accuracy Check, 8 Units, PI	\$240.00
71232	10/19/2012	Open	CRYSTAL SPRINGS WATER CO. \$157.00
Invoice	Date	Description	Amount
Sep2012	09/30/2012	Sep12 Drinking Water	\$157.00
71233	10/19/2012	Open	DEPT OF INDUSTRIAL RELATIONS \$225.00
Invoice	Date	Description	Amount
E1045564SJ	10/08/2012	Conveyance Invoice	\$225.00
71234	10/19/2012	Open	DOVER, ARTHUR S. \$555.00
Invoice	Date	Description	Amount
20121009	10/09/2012	Flu Shot Clinic	\$555.00
71235	10/19/2012	Open	EARTHWORKS PAVING CONTRACTOI \$2,420.00
Invoice	Date	Description	Amount
369	10/10/2012	Remove Traffic island, Brommer & 41st	\$2,420.00
		Fund 1200, CIP	
71236	10/19/2012	Open	ENTENMANN-ROVIN \$75.18
Invoice	Date	Description	Amount
83719	09/25/2012	new badge for 521	\$75.18
71237	10/19/2012	Open	FLYERS ENERGY, LLC \$5,409.05
Invoice	Date	Description	Amount
12-776022	09/27/2012	398 Gal Ethanol	\$1,706.47
12-776023	09/27/2012	160 Gal Diesel	\$658.14
12-778601	10/05/2012	497 Gal Ethanol, 100 Gal Diesel	\$3,044.44
71238	10/19/2012	Open	HOWARD, CHARLIE \$1,340.00
Invoice	Date	Description	Amount
Howard-10-1	10/15/2012	Oct 1-5 Mechanic Services	\$730.00
Howard-10-2	10/15/2012	Oct 8-12 Mechanic Services	\$610.00

City Checks Issued 10/19/2012

Invoice #	Date	Status	Description	Amount
71239	10/19/2012	Open	ICMA RETIREMENT TRUST 457	\$4,879.45
Invoice	Date		Description	Amount
ICMA-10-19-12	10/17/2012		Retirement Plan Contr., Employee Funded	\$4,879.45
71240	10/19/2012	Open	KBA Docusys	\$25.89
Invoice	Date		Description	Amount
153186	10/01/2012		Copier Exp, Rec	\$25.89
71241	10/19/2012	Open	LIUNA PENSION FUND	\$723.62
Invoice	Date		Description	Amount
LIUNA10-19-12	10/17/2012		Pension Dues, Employee Funded	\$288.00
LIUNA10-5-12	10/17/2012		Pension Dues, Employee Funded	\$435.62
71242	10/19/2012	Open	MILLER'S TRANSFER & STORAGE CO	\$139.20
Invoice	Date		Description	Amount
83811	10/06/2012		Records Storage, Oct 2012	\$139.20
71243	10/19/2012	Open	NATIONAL REC & PARKS ASSOC.	\$150.00
Invoice	Date		Description	Amount
Member 41457	09/21/2012		Membership Beginning 11/1/12	\$150.00
71244	10/19/2012	Open	ORCHARD SUPPLY HARDWARE	\$127.52
Invoice	Date		Description	Amount
6011-4797186	10/03/2012		Paint	\$15.13
6014-2546897	10/01/2012		Shop Equipment, Corp Yard	\$69.24
6007-3468237	10/03/2012		Sweeper Parts-Fund 1310, Gas Tax	\$43.15
71245	10/19/2012	Open	PALACE ART & OFFICE SUPPLIES	\$216.82
Invoice	Date		Description	Amount
978528	10/01/2012		Office supplies-PD	\$113.82
978519	10/01/2012		Office Supplies, City Hall-Fund 2210, store	\$40.57
979287	10/04/2012		Paper-PD	\$92.88
C977964	10/04/2012		Return Office Supplies	(\$10.83)
C977812	10/04/2012		Return Office Supplies, Rec	(\$19.62)
71246	10/19/2012	Open	PFX PET SUPPLY, LLC	\$54.69
Invoice	Date		Description	Amount
CD1176434	09/30/2012		K-9 food	\$54.69
71247	10/19/2012	Open	RED SHIFT INTERNET SERVICES	\$115.11
Invoice	Date		Description	Amount
1537261	10/01/2012		Oct2012 Website Hosting-Fund 2211, IT	\$65.17
1537262	10/01/2012		Oct2012 Website Hosting	\$49.94
71248	10/19/2012	Open	RUSSELL, MICHAEL J.	\$2,800.00
Invoice	Date		Description	Amount
1574	08/15/2012		recoat gym floor	\$2,800.00
71249	10/19/2012	Open	SCC AUDITOR-CONTROLLER	\$12,807.00
Invoice	Date		Description	Amount
Sep12	10/11/2012		Citation Pass Thru Fees	\$12,807.00

City Checks Issued 10/19/2012

Invoice #	Date	Description	Amount
71250	10/19/2012	Open	SCC CONFERENCE & VISITORS COUN
Invoice	Date	Description	Amount
10129	08/14/2012	2013 Travel Guide Full Page Display Ad-B Fund 1321, BIA	\$2,525.00
71251	10/19/2012	Open	SPORT ABOUT
Invoice	Date	Description	Amount
4484	08/08/2012	Jr Guards T-shirts, Cpt Corps	\$202.50
71252	10/19/2012	Open	SUMMIT UNIFORM CORP
Invoice	Date	Description	Amount
48412	09/24/2012	Uniform Exp-Thompson	\$429.17
48413	09/24/2012	Thompson body armor	\$746.70
48401	09/24/2012	Uniform Exp-Mendoza	\$328.38
71253	10/19/2012	Open	UNITED WAY OF SCC
Invoice	Date	Description	Amount
UW-Oct12	10/17/2012	Employee Contribution to United Way	\$20.00
71254	10/19/2012	Open	UPEC LIUNA LOCAL 792
Invoice	Date	Description	Amount
UPEC-Oct12	10/17/2012	Union Dues, Oct 12, Employee Funded	\$1,856.50
71255	10/19/2012	Open	US BANCORP EQUIPMENT FINANCE
Invoice	Date	Description	Amount
213320773	10/04/2012	Copier Lease Payment, Canon IR2525	\$80.12
213320898	10/04/2012	Copier Lease Payment, Konica C452, PD	\$258.66
71256	10/19/2012	Open	US Bank Institutional Trust
Invoice	Date	Description	Amount
PARS10-19-12	10/17/2012	PARS Contribution, Employee Funded	\$217.44
71257	10/19/2012	Open	Blankenship, Leland
Invoice	Date	Description	Amount
2013-00000320	10/17/2012	Reimb Blankenship MRI for Damien	\$675.00
71258	10/19/2012	Open	Double Tree by Hilton Hotel Sacramento
Invoice	Date	Description	Amount
81631638	10/16/2012	Eller-Training hotel expenses	\$286.24
71259	10/19/2012	Open	Duryea, Jane
Invoice	Date	Description	Amount
2001508-002	10/16/2012	Class refund	\$70.20
71260	10/19/2012	Open	Keen-Server, Joshua
Invoice	Date	Description	Amount
2013-00000318	10/09/2012	Lifeguard tower repair	\$317.94

Check Totals:	Count	45	Total	\$60,651.11
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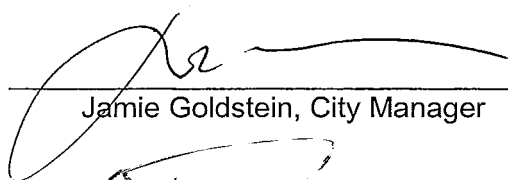
Checks dated 10/26/12 numbered 71261 to 71322 for a total of \$193,155.70 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 10/26/12 the unaudited cash balance is \$1,666,878

CASH POSITION - CITY OF CAPITOLA 10/26/12

	<u>Net Balance</u>
General Fund	(344,215)
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	207,160
Self Insurance Liability Fund	200,087
Stores Fund	641
Information Technology Fund	70,962
Equipment Replacement	119,706
Compensated Absences Fund	24,853
Public Employee Retirement - PERS	206,254
Open Space Fund	256
Capital Improvement Projects	509,529
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,666,878</u></u>


The Emergency Reserve Fund balance is \$289,295.54 and is not included above.



 Jamie Goldstein, City Manager

10/26/12

 Date



 Jacques J.J. Bertrand, City Treasurer

11.9.12

 Date

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71261	10/26/2012 Invoice Sep2012	Open	Date 09/30/2012	Description Legal Services, Sep 2012	ATCHISON, BARISONE, & CONDOTTI	\$15,331.95
71262	10/26/2012 Invoice 273295	Open	Date 10/16/2012	Description Stihl Blower Repair	B & B SMALL ENGINE REPAIR	\$50.14
71263	10/26/2012 Invoice 993	Open	Date 10/12/2012	Description Oil Change & Safety Inspection	BEN'S MOTORCYCLE WORKS	\$288.07
71264	10/26/2012 Invoice 9453168 2983341	Open	Date 08/13/2012 10/16/2012	Description Unapplied Credit Wood side boards for small dump truck	BIG CREEK LUMBER	\$17.77
71265	10/26/2012 Invoice 22818917	Open	Date 10/02/2012	Description Music Licensing Fee, 10/12 to 9/13	BROADCAST MUSIC INC.	\$11.00
71266	10/26/2012 Invoice 932027	Open	Date 10/03/2012	Description Fingerprint applications	CA DEPARTMENT OF JUSTICE	\$81.00
71267	10/26/2012 Invoice 20121025	Open	Date 10/22/2012	Description Registration, Oct Training	CALIF. SOCIETY OF MUNICIPAL FINANCE OFF.	\$50.00
71268	10/26/2012 Invoice 2013-00000331	Open	Date 10/23/2012	Description Instructor payment 2012	CHARLEBOIS, FREDERIC	\$112.50
71269	10/26/2012 Invoice 0198562-Oct12	Open	Date 10/11/2012	Description Internet Access, Oct 2012 Fund 2211, IT	CHARTER COMMUNICATIONS	\$129.99
71270	10/26/2012 Invoice 10249	Open	Date 09/30/2012	Description Sep2012 Cleaning Service	CLEAN BUILDING MAINTENANCE	\$3,981.96
71271	10/26/2012 Invoice 1273286 1273286-01	Open	Date 09/28/2012 10/02/2012	Description Cleaning supplies Doggie bags	CLEAN SOURCE	\$1,328.00
71272	10/26/2012 Invoice R212646	Open	Date 10/02/2012	Description Five Bronze plaques, memorial bench prog	CRESTOR INC.	\$858.60

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71273	10/26/2012 Invoice 2012-13-013 2012-13-014	Open	Date 10/11/2012 10/11/2012	Description 2 reps City Council/Manager Chief of police	CRIMINAL JUSTICE COUNCIL OF SCC	\$3,000.00 \$2,000.00 \$1,000.00
71274	10/26/2012 Invoice 5470698 5470699 5476695	Open	Date 10/03/2012 10/03/2012 10/04/2012	Description Irrigation supplies Irrigation parts Irrigation repair	EWING IRRIGATION	\$149.18 \$24.62 \$106.19 \$18.37
71275	10/26/2012 Invoice 4	Open	Date 09/27/2012	Description Annual HVAC service	CRAIG FEENEY/NAPCO	\$975.00 \$975.00
71276	10/26/2012 Invoice 12-781310 12-781311	Open	Date 10/12/2012 10/12/2012	Description 494 Gal Ethanol 150 Gal Diesel	FLYERS ENERGY, LLC	\$2,855.33 \$2,199.48 \$655.85
71277	10/26/2012 Invoice 23741 23764	Open	Date 10/03/2012 10/03/2012	Description Street Sealing program Street Sealing Program Fund 1200, CIP	GRAHAM CONTRACTORS INC.	\$7,252.65 \$6,712.65 \$540.00
71278	10/26/2012 Invoice 20120907	Open	Date 10/22/2012	Description Reimb Conference Attendance exp.	HARLAN, STEPHANIE	\$615.71 \$615.71
71279	10/26/2012 Invoice 1276279-1	Open	Date 10/08/2012	Description Notice to appear forms	InnerWorkings	\$678.54 \$678.54
71280	10/26/2012 Invoice 2263	Open	Date 10/04/2012	Description Playground chips	JETMULCH INC.	\$1,881.00 \$1,881.00
71281	10/26/2012 Invoice 118404	Open	Date 10/01/2012	Description Background check, new hire-PD	JOHNSON, ROBERTS, & ASSOCIATES	\$47.00 \$47.00
71282	10/26/2012 Invoice 234954	Open	Date 10/02/2012	Description Tires, 2005 Chevy Impala, PD	LLOYD'S TIRE SERVICE INC.	\$368.92 \$368.92
71283	10/26/2012 Invoice 11127640	Open	Date 09/30/2012	Description armored car service	LOOMIS	\$882.04 \$882.04

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71284	10/26/2012 Invoice 3/2012	Open	Date 10/18/2012	Description 2012 3rd quarter grant management-PD Fund 1300, SLESF	MARTIN, BRIAN K.	\$197.90
71285	10/26/2012 Invoice Inv 7	Open	Date 10/22/2012	Description Landscape Maint, 9/27 to 10/23	McMENAMIN, GEORGE	\$362.50
71286	10/26/2012 Invoice 48167305	Open	Date 09/28/2012	Description Internet Access Fund 1211, IT	MEGAPATH COVAD COMMUNICATION	\$646.51
71287	10/26/2012 Invoice 317926 317744	Open	Date 10/02/2012 10/01/2012	Description Chain Lube, PD KZ-1000 Cleaner, PD KZ-1000 Motorcycle	MID-COUNTY AUTO SUPPLY	\$15.43
71288	10/26/2012 Invoice Q1-FY12-13	Open	Date 10/22/2012	Description Q1 Community Grant	NATIVE ANIMAL RESCUE	\$279.50
71289	10/26/2012 Invoice 230864 230758 230836 230850	Open	Date 10/05/2012 10/02/2012 10/05/2012 10/05/2012	Description Auto parts, PD071 Regulator, PW 1999 F-150 Auto Parts, PD071 Auto Parts, PD 071	NORTH BAY FORD	\$519.84
71290	10/26/2012 Invoice 6007-2546107 6005-2433737 6011-3037436 6009-6697479 6009-1197661	Open	Date 09/17/2012 09/14/2012 10/04/2012 10/09/2012 10/10/2012	Description Misc. Key Epoxy-Fund 1311, Wharf fund Misc. Maint Items Doggie box	ORCHARD SUPPLY HARDWARE	\$87.11
71291	10/26/2012 Invoice 2013-00000329	Open	Date 10/22/2012	Description Monthly Elec Fund 1000, General Fund=\$5110.95 Fund 1300; SLESF=\$118.81 Fund 1310, Gas Tax=\$6913.52 Fund 1311, Wharf Fund=\$1886.07	PACIFIC GAS & ELECTRIC	\$14,029.35
71292	10/26/2012 Invoice 2013-00000330	Open	Date 10/22/2012	Description Pac Cove MHP Elec and Gas	PACIFIC GAS & ELECTRIC	\$76.00
71293	10/26/2012 Invoice 237488	Open	Date 10/18/2012	Description Damien	PACIFIC VETERINARY SPECIALISTS	\$153.50

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71294	10/26/2012	Open			PALACE ART & OFFICE SUPPLIES	\$273.90
	Invoice		Date	Description		Amount
	979983		10/10/2012	supplies neighborhood watch		\$34.76
	979494		10/05/2012	Office Supplies, City Hall		\$38.95
	979547		10/08/2012	Office Supplies, City Hall		\$17.32
	980419		10/11/2012	2013 Staff Calendars		\$178.07
	980997		10/16/2012	Office Supplies, City Hall		\$4.80
				Fund 2210, Stores=\$239.14		
71295	10/26/2012	Open			PITNEY BOWES INC.	\$671.84
	Invoice		Date	Description		Amount
	421769		10/01/2012	Six Month Maint Contract, City Hall Postage		\$464.00
	367309		10/01/2012	Postage Meter Rental Charge, Jul-Sep2012		\$207.84
				Fund 2210, Stores		
71296	10/26/2012	Open			PK SAFETY SUPPLY	\$274.63
	Invoice		Date	Description		Amount
	172134		09/28/2012	Safety supplies		\$274.63
71297	10/26/2012	Open			ProBUILD COMPANY LLC	\$47.01
	Invoice		Date	Description		Amount
	5664211		10/11/2012	PW Vehicles auto parts		\$47.01
71298	10/26/2012	Open			RBF CONSULTING	\$697.24
	Invoice		Date	Description		Amount
	12080822		09/26/2012	Haz Mitigation Plan, Plan Adoption		\$697.24
				Fund 1350, CDBG Grant		
71299	10/26/2012	Open			REPUBLIC ITS INC.	\$410.56
	Invoice		Date	Description		Amount
	RI-137762		09/30/2012	FY 12/13 Signal Maintenance		\$410.56
				Fund 1310, Gas Tax		
71300	10/26/2012	Open			ROYAL WHOLESALE ELECTRIC	\$146.14
	Invoice		Date	Description		Amount
	7719-564322		09/27/2012	Tubes		\$146.14
71301	10/26/2012	Open			SCC CONFERENCE & VISITORS COUN	\$4,312.50
	Invoice		Date	Description		Amount
	10121		08/10/2012	Q1 Funding FY12-13		\$4,312.50
71302	10/26/2012	Open			SCC DEPT OF PUBLIC WORKS	\$266.00
	Invoice		Date	Description		Amount
	24694		09/30/2012	Haz materials from PCMHP clean up		\$266.00
				Fund 1420, Pac Cove Bond		
71303	10/26/2012	Open			SCC HUMAN SERVICES DEPT	\$485.00
	Invoice		Date	Description		Amount
	CMC-FY12-13		09/18/2012	Contract Mgmt Ctr Maint Cost, FY 12/13		\$485.00
71304	10/26/2012	Open			SCC OFFICE OF EDUCATION	\$30.00
	Invoice		Date	Description		Amount
	13022		10/02/2012	Fingerprinting-Rec		\$30.00

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71305	10/26/2012	Open			SANTA CRUZ ELECTRONICS, INC.	\$1.57
	Invoice		Date	Description		Amount
	392251		09/27/2012	Misc Supplies		\$1.57
				Fund 2211, IT		
71306	10/26/2012	Open			SANTA CRUZ MOSQUITO & VECTOR CONTROL	\$95.93
	Invoice		Date	Description		Amount
	03514135-13		10/22/2012	Mosquito & Disease Control Assessment		\$95.93
71307	10/26/2012	Open			SANTA CRUZ REGIONAL 911	\$120,081.00
	Invoice		Date	Description		Amount
	911-Q2-Op		09/15/2012	Q2 FY12/13 Operating Costs		\$99,119.00
	911CapDebt-1		09/15/2012	First Half Cap Debt Payment, SC Reg 911		\$20,962.00
71308	10/26/2012	Open			SANTA CRUZ SENTINEL	\$994.13
	Invoice		Date	Description		Amount
	549304		09/30/2012	Sep Advertising Exp, Acct 2040516		\$994.13
71309	10/26/2012	Open			SERVICESYS, LLC	\$500.00
	Invoice		Date	Description		Amount
	2375		10/21/2012	Temp IT Support		\$500.00
				Fund 2211, IT		
71310	10/26/2012	Open			SPORT ABOUT	\$282.26
	Invoice		Date	Description		Amount
	4599		10/04/2012	Sports t-shirts		\$282.26
71311	10/26/2012	Open			STAPLES	\$31.06
	Invoice		Date	Description		Amount
	3380610001		10/02/2012	IT Supplies		\$31.06
				Fund 2211, IT		
71312	10/26/2012	Open			TARGET SPECIALTY PRODUCTS	\$730.69
	Invoice		Date	Description		Amount
	1517554		10/01/2012	Fertilizer		\$730.69
71313	10/26/2012	Open			TRI-COUNTY BUSINESS SYSTEMS INC	\$1,106.65
	Invoice		Date	Description		Amount
	CN1N030536		10/03/2012	Copier Use Fee, Sharp MX7001N		\$1,106.65
				Fund 2210, Stores		
71314	10/26/2012	Open			WITMER-TYSON IMPORTS INC.	\$500.00
	Invoice		Date	Description		Amount
	T9448		10/01/2012	Sept 2012 K-9 training		\$500.00
71315	10/26/2012	Open			Alameda County Sheriff's Office	\$1,449.00
	Invoice		Date	Description		Amount
	2013-00000324		10/17/2012	POST Evans motor school		\$1,449.00
71316	10/26/2012	Open			Hyatt Place Dublin	\$544.60
	Invoice		Date	Description		Amount
	2013-00000322		10/17/2012	POST Evans motor school		\$544.60

City Checks Issued 10/26/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount	
71317	10/26/2012 Invoice 2013-00000323	Open	Date 10/17/2012	Description POST Evans motor school	Hyatt Place Dublin	\$868.60	
71318	10/26/2012 Invoice 2013-00000325	Open	Date 10/23/2012	Description Class refund	Noce, Joanne	\$54.00	
71319	10/26/2012 Invoice 2013-00000321	Open	Date 10/16/2012	Description Refund cite 14132075	Pratt, John	\$39.00	
71320	10/26/2012 Invoice 2013-00000327	Open	Date 10/18/2012	Description Damien medical bill	Sage	\$790.00	
71321	10/26/2012 Invoice 2001512-002	Open	Date 10/23/2012	Description Class refund	Sunseri, Mary	\$68.40	
71322	10/26/2012 Invoice 2013-00000319	Open	Date 10/17/2012	Description Officers Minium & Evans POST	Ventura Cty Criminal Justice Training Cer	\$90.00	
Check Totals:				Count	62	Total	\$193,155.70

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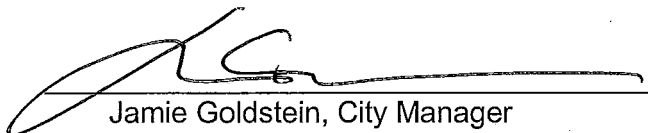
Checks dated 11/2/12 numbered 71323 to 71364 for a total of \$40,391.40 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 11/2/12 the unaudited cash balance is \$1,512,935

CASH POSITION - CITY OF CAPITOLA 11/2/12

	<u>Net Balance</u>
General Fund	(496,749)
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	207,160
Self Insurance Liability Fund	200,087
Stores Fund	(769)
Information Technology Fund	70,962
Equipment Replacement	119,706
Compensated Absences Fund	24,853
Public Employee Retirement - PERS	206,254
Open Space Fund	256
Capital Improvement Projects	509,529
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,512,935</u></u>

The Emergency Reserve Fund balance is \$289,295.54 and is not included above.



 Jamie Goldstein, City Manager

11/2/12

 Date



 Jacques J.J. Bertrand, City Treasurer

11.9.12

 Date

City Check Issued Week Ending Nov 2, 2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71323	10/31/2012	Open			UNITED STATES POSTAL SERVICE	\$1,400.00
	Invoice		Date	Description		Amount
	Vote		10/31/2012	Postage for Tax Measure Flier		\$1,400.00
71324	11/02/2012	Open			57 DESIGN INC.	\$100.00
	Invoice		Date	Description		Amount
	CV-3102212		10/22/2012	Update BIA Brochure Fund 1321, BIA		\$100.00
71325	11/02/2012	Open			ALLEY, DONALD	\$4,334.16
	Invoice		Date	Description		Amount
	1012-02		10/24/2012	FY 12/13 Soquel Creek Fish Monitoring		\$4,334.16
71326	11/02/2012	Open			ALPHACARD	\$112.77
	Invoice		Date	Description		Amount
	SI-227009		10/10/2012	Ribbon for the ID machine-PD		\$112.77
71327	11/02/2012	Open			AUTOMATED TEST ASSOCIATES	\$25.00
	Invoice		Date	Description		Amount
	39165		10/22/2012	Wharf Meter Reading, Oct2012		\$25.00
71328	11/02/2012	Open			BORDEN DECAL	\$1,379.03
	Invoice		Date	Description		Amount
	80293		10/03/2012	Parking permits		\$1,379.03
71329	11/02/2012	Open			CALIFORNIA COAST UNIFORM CO.	\$146.90
	Invoice		Date	Description		Amount
	819		10/08/2012	Uniform Exp-Valdez		\$97.43
	816		10/05/2012	Uniform Exp-Sandretti		\$49.47
71330	11/02/2012	Open			CALIF. LAW ENFORCEMENT ASSOC.	\$514.50
	Invoice		Date	Description		Amount
	Nov2012		10/22/2012	Nov12 Long Term Disability Ins, PD		\$514.50
71331	11/02/2012	Open			CAPITOLA PEACE OFFICERS ASSOC.	\$769.00
	Invoice		Date	Description		Amount
	POA11-2-12		10/29/2012	POA Dues, Employee Funded		\$769.00
71332	11/02/2012	Open			COLEY HEATH INVESTIGATIONS	\$1,000.00
	Invoice		Date	Description		Amount
	38		10/19/2012	Background Investigation, New Hire		\$1,000.00
71333	11/02/2012	Open			CONFLICT RESOLUTION CTR OF SANTA CRUZ	\$991.50
	Invoice		Date	Description		Amount
	20121009		10/09/2012	Mediation		\$320.00
	Q1-2013		10/29/2012	Q1 Community Grant Payment		\$671.50
71334	11/02/2012	Open			D & M TRAFFIC SERVICES	\$1,111.05
	Invoice		Date	Description		Amount
	36102		10/02/2012	Graffiti Guard Fund 1310, Gas Tax		\$1,111.05

City Check Issued Week Ending Nov 2, 2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71335	11/02/2012	Open			DAVLIN COATINGS, INC.	\$2,810.37
	Invoice		Date	Description		Amount
	4175		10/02/2012	Traffic paint		\$2,810.37
				Fund 1310, Gas Tax		
71336	11/02/2012	Open			DE LAGE LANDEN FINANCIAL SVC	\$334.07
	Invoice		Date	Description		Amount
	15593500		10/20/2012	Copier Lease Payment		\$334.07
				Fund 2210, Stores		
71337	11/02/2012	Open			DOGHERRA'S INC.	\$153.00
	Invoice		Date	Description		Amount
	309646		10/17/2012	Ramp removal, Capitola Wharf		\$153.00
				Fund 1311, Wharf Fund		
71338	11/02/2012	Open			EWING IRRIGATION	\$9.20
	Invoice		Date	Description		Amount
	5534511		10/16/2012	Staking flags		\$9.20
71339	11/02/2012	Open			FEDERAL EXPRESS	\$58.83
	Invoice		Date	Description		Amount
	2-054-40295		10/19/2012	Shipping exp		\$58.83
				Fund 2210, Stores		
71340	11/02/2012	Open			FirstAidStore.com	\$33.82
	Invoice		Date	Description		Amount
	SO120449		10/17/2012	First Aid Supplies, City Hall		\$33.82
				Fund 2210, Stores		
71341	11/02/2012	Open			FLYERS ENERGY, LLC	\$2,531.60
	Invoice		Date	Description		Amount
	12-783148		10/29/2012	479 Gal Ethanol		\$2,034.02
	12-783149		10/19/2012	120 Gal Diesel		\$497.58
71342	11/02/2012	Open			GONZALEZ, ESMERALDA	\$129.94
	Invoice		Date	Description		Amount
	149		10/31/2012	Costco for office supplies		\$129.94
71343	11/02/2012	Open			GUMBINER & ESKRIDGE LLP	\$4,150.00
	Invoice		Date	Description		Amount
	11266		10/14/2012	Sep2012 Legal Services		\$4,150.00
71344	11/02/2012	Open			ICMA RETIREMENT TRUST 457	\$4,976.64
	Invoice		Date	Description		Amount
	ICMA-11-2-12		10/29/2012	Retirement Contributions, employee funded		\$4,976.64
71345	11/02/2012	Open			LUICH, JAY	\$143.00
	Invoice		Date	Description		Amount
	2013-00000335		10/31/2012	October 2012 Sports Officials		\$143.00
71346	11/02/2012	Open			MANPOWER	\$471.70
	Invoice		Date	Description		Amount
	24766479		10/21/2012	Temporary Receptionist		\$471.70

City Check Issued Week Ending Nov 2, 2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71347	11/02/2012	Open			MID-COUNTY AUTO SUPPLY	\$26.99
	Invoice		Date	Description		Amount
	318217		10/05/2012	Auto Parts, PD071		\$19.45
	318115		10/04/2012	Filter, KZ-1000 Motorcycle		\$7.54
71348	11/02/2012	Open			Montano Plumbing, Inc.	\$3,641.82
	Invoice		Date	Description		Amount
	23172		10/28/2012	Engineering Svcs, Wharf Pipeline Relocati Fund 1311, Wharf Fund		\$3,641.82
71349	11/02/2012	Open			MORRISON, EDWARD	\$2,500.00
	Invoice		Date	Description		Amount
	2013-4		11/01/2012	Oct 2012 PW Inspection Exp		\$2,500.00
71350	11/02/2012	Open			ORCHARD SUPPLY HARDWARE	\$180.31
	Invoice		Date	Description		Amount
	6013-4099296		10/12/2012	Misc. small tools		\$82.21
	6010-3461080		10/15/2012	Paint		\$4.64
	6011-4799864		10/16/2012	Paint supplies		\$44.30
	6011-4790636		10/19/2012	Supplies for Center		\$49.16
71351	11/02/2012	Open			PACIFIC VETERINARY SPECIALISTS INC	\$139.85
	Invoice		Date	Description		Amount
	235053		10/06/2012	Animal Control Expense		\$139.85
71352	11/02/2012	Open			PALACE ART & OFFICE SUPPLIES	\$522.54
	Invoice		Date	Description		Amount
	980561		10/12/2012	Office Supplies, City hall		\$320.12
	C978528		10/15/2012	Return Office Supplies, PD		(\$14.72)
	981414		10/18/2012	Office Supplies, City Hall		\$170.70
	981566		10/19/2012	paper-PD Fund 2210, Stores		\$46.44
71353	11/02/2012	Open			PHOENIX GROUP INFORMATION SYS.	\$1,805.05
	Invoice		Date	Description		Amount
	92012070		10/09/2012	Sep 2012 Citation processing		\$1,805.05
71354	11/02/2012	Open			PITNEY BOWES INC.	\$107.22
	Invoice		Date	Description		Amount
	Stmt10-19-12		10/19/2012	Postage Supplies Fund 2210, Stores		\$107.22
71355	11/02/2012	Open			PRINTING SYSTEMS, INC.	\$384.45
	Invoice		Date	Description		Amount
	76814		10/15/2012	City Checks Fund 2210, Stores		\$384.45
71356	11/02/2012	Open			RODGERS, PETER A	\$143.00
	Invoice		Date	Description		Amount
	2013-00000336		10/31/2012	October 2012 Sports Officials		\$143.00
71357	11/02/2012	Open			ROYAL WHOLESALE ELECTRIC	\$21.27
	Invoice		Date	Description		Amount
	7719-564859		10/17/2012	Light bulbs		\$21.27

City Check Issued Week Ending Nov 2, 2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount	
71358	11/02/2012	Open			THILL, WENDY	\$200.00	
	Invoice		Date	Description		Amount	
	2013-00000334		10/31/2012	October 2012 Sports Officials		\$200.00	
71359	11/02/2012	Open			UNITED PARCEL SERVICE	\$17.35	
	Invoice		Date	Description		Amount	
	954791402		10/06/2012	Shipping-PD		\$5.40	
	954791412		10/13/2012	Shipping		\$11.95	
71360	11/02/2012	Open			US Bank Institutional Trust-Western Regioi	\$140.47	
	Invoice		Date	Description		Amount	
	PARS11-2-12		10/29/2012	PARS Contribution, Employee Funded		\$140.47	
71361	11/02/2012	Open			WALTER, ERIK	\$90.00	
	Invoice		Date	Description		Amount	
	2013-00000337		10/31/2012	October 2012 Sports Officials		\$90.00	
71362	11/02/2012	Open			WIESE, RANDALL J.	\$1,440.00	
	Invoice		Date	Description		Amount	
	350862		10/24/2012	Tree service, City Hall Parking Lot		\$1,440.00	
71363	11/02/2012	Open			CSU-Chico	\$45.00	
	Invoice		Date	Description		Amount	
	Photos		10/29/2012	Camp Capitola Photos, vintage 1875		\$45.00	
71364	11/02/2012	Open			HOWARD, CHARLIE	\$1,300.00	
	Invoice		Date	Description		Amount	
	10/15-10/19/12		10/29/2012	FY 12/13 Mechanic		\$580.00	
	10/22-10/26/12		10/29/2012	FY 12/13 Mechanic		\$720.00	
Check Totals:				Count	42	Total	\$40,391.40

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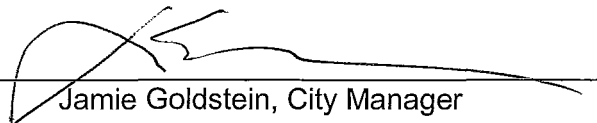
Checks dated 11/9/12 numbered 71365 to 71426 plus one EFT for a total of \$111,797.99 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 11/9/12 the unaudited cash balance is \$1,534,456

CASH POSITION - CITY OF CAPITOLA 11/9/12

	<u>Net Balance</u>
General Fund	(473,557)
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	207,160
Self Insurance Liability Fund	199,336
Stores Fund	(1,008)
Information Technology Fund	70,281
Equipment Replacement	119,706
Compensated Absences Fund	24,853
Public Employee Retirement - PERS	206,254
Open Space Fund	256
Capital Improvement Projects	509,529
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,534,456</u></u>

The Emergency Reserve Fund balance is \$289,295.54 and is not included above.



 Jamie Goldstein, City Manager

11/9/12

 Date



 Jacques J.J. Bertrand, City Treasurer

11.9.12

 Date

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
EFT	11/05/2012	Open			CalPERS Health Insurance	\$51,994.89
	Invoice		Date	Description		Amount
	Nov2012		11/01/2012	Health Ins Premium, Employee Funded		\$51,994.89
71365	11/09/2012	Open			AKERS & ASSOCIATES, INC.	\$1,450.00
	Invoice		Date	Description		Amount
	3896		10/26/2012	Final Map Plan Check - 410 Bay Avenue		\$1,450.00
71366	11/09/2012	Open			ALPHA GRAPHICS	\$973.61
	Invoice		Date	Description		Amount
	29618		09/14/2012	Budget Copies		\$973.61
71367	11/09/2012	Open			AT&T/CALNET 2	\$1,952.77
	Invoice		Date	Description		Amount
	Oct2012		10/13/2012	Oct Telephone Service		\$1,952.77
71368	11/09/2012	Open			CA DEPT OF TRANSPORTATION	\$984.39
	Invoice		Date	Description		Amount
	SL130161		10/25/2012	Signals and Lighting July-September 2012 Fund 1310, Gas Tax		\$984.39
71369	11/09/2012	Open			CALIFORNIA COAST UNIFORM CO	\$16.24
	Invoice		Date	Description		Amount
	844		10/16/2012	Uniform Exp, Sloma		\$16.24
71370	11/09/2012	Open			CAPITOLA SELF STORAGE	\$164.00
	Invoice		Date	Description		Amount
	1576		10/29/2012	Unit 1224, Museum Storage		\$164.00
71371	11/09/2012	Open			CLEAN SOURCE	\$2,779.51
	Invoice		Date	Description		Amount
	1278726		10/12/2012	Cleaning supplies		\$1,574.42
	1283496		10/23/2012	Cleaning supplies		\$961.53
	1278726-01		10/16/2012	Doggie bags		\$243.56
71372	11/09/2012	Open			COMPLETE MAILING SERVICE INC	\$984.02
	Invoice		Date	Description		Amount
	61405		10/31/2012	Measure O flier		\$984.02
71373	11/09/2012	Open			CPS	\$1,050.00
	Invoice		Date	Description		Amount
	SOP33366		10/19/2012	Receptionist Exam		\$1,050.00
71374	11/09/2012	Open			CRUZIO THE INTERNET STORE INC.	\$65.70
	Invoice		Date	Description		Amount
	2989-139		10/25/2012	Qtrly Web hosting, 11/15 to 2/14/12		\$65.70
71375	11/09/2012	Open			DIXON AND SON, INC	\$149.41
	Invoice		Date	Description		Amount
	175438		10/05/2012	auto parts		\$149.41

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71376	11/09/2012 Invoice Q32012	Open	Date 10/24/2012	Description Unemployment Benefit Charge Fund 2213, Self-Insurance Liability	EMPLOYMENT DEVELOPMENT DEPT	\$751.00 \$751.00
71377	11/09/2012 Invoice LP-12-31150	Open	Date 10/31/2012	Description Oct2012-Oct2013 Contract, PD	ENTERSECT CORP	\$900.00 \$900.00
71378	11/09/2012 Invoice 5564896 5564897	Open	Date 10/24/2012 10/24/2012	Description Irrigation supplies Irrigation supplies	EWING IRRIGATION	\$128.91 \$2.60 \$126.31
71379	11/09/2012 Invoice nov 2012	Open	Date 10/24/2012	Description Nov 2012 evidence storage, Unit B120	EXTRA SPACE STORAGE OF SC INC	\$303.00 \$303.00
71380	11/09/2012 Invoice CBF-10-2012	Open	Date 10/31/2012	Description Professional Services 10/1-10/31/12 Fund 1313, Gen Plan Update=\$640.00 Fund 1350, CDBG Grants=\$750.00 Fund 1351, CDBG Program Income=\$200.00	FLYNN, CAROLYN	\$1,590.00 \$1,590.00
71381	11/09/2012 Invoice 106498	Open	Date 10/15/2012	Description Sep2012 Legal Services	GOLDFARB & LIPMAN, LLP	\$1,540.00 \$1,540.00
71382	11/09/2012 Invoice 10/2012	Open	Date 10/29/2012	Description Insurance services	HUB INTERNATIONAL OF CA INS. SVC	\$100.21 \$100.21
71383	11/09/2012 Invoice IAPE-Dec4-5	Open	Date 10/31/2012	Description Evidence school for Garrett	IAPE/INTERNAT'L ASSOC OF PROPERTY & EVIDEN	\$350.00 \$350.00
71384	11/09/2012 Invoice 1451	Open	Date 10/03/2012	Description 2 Memorial Benches	JAQUA OF CALIFORNIA	\$1,100.44 \$1,100.44
71385	11/09/2012 Invoice 144087-8	Open	Date 08/01/2012	Description City Hall and Rec Copier Usage Fund 2210, Stores	KBA Docusys	\$139.67 \$139.67
71386	11/09/2012 Invoice 101012	Open	Date 10/10/2012	Description uniform cleaning-PD	KING'S CLEANERS	\$423.50 \$423.50

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71387	11/09/2012	Open			KING'S PAINT AND PAPER, INC.	\$139.75
	Invoice		Date	Description		Amount
	A168829		10/19/2012	Paint		\$117.45
	A168830		10/19/2012	Recovery fee		\$1.73
	A168847		10/19/2012	Painting supplies		\$20.57
71388	11/09/2012	Open			LIUNA PENSION FUND	\$576.00
	Invoice		Date	Description		Amount
	LIUNA-Oct2012		10/23/2012	Union Pension Dues, Employee funded		\$576.00
71389	11/09/2012	Open			LLOYD'S TIRE SERVICE INC.	\$46.51
	Invoice		Date	Description		Amount
	236269		10/25/2012	Change tires		\$46.51
71390	11/09/2012	Open			MANPOWER	\$461.89
	Invoice		Date	Description		Amount
	24793695		10/28/2012	Temp Receptionist		\$461.89
71391	11/09/2012	Open			MID-COUNTY AUTO SUPPLY	\$485.91
	Invoice		Date	Description		Amount
	318859		10/11/2012	Fuel Line, KZ-1000 Motorcycle		\$1.93
	318860		10/11/2012	Shop Supplies, Fleet		\$9.29
	318744		10/10/2012	Auto parts, PD Ford Van DUI Vehicle		\$22.83
	320275		10/25/2012	auto parts		\$4.03
	319995		10/23/2012	auto parts		\$5.72
	320209		10/24/2012	auto parts		\$5.30
	319341		10/16/2012	auto parts		\$23.39
	320811		10/30/2012	auto parts		\$48.09
	320875		10/31/2012	auto parts		\$21.29
	320908		10/31/2012	auto parts		\$4.88
	320683		10/29/2012	auto parts		\$43.91
	320636		10/29/2012	auto parts		\$8.70
	320773		10/30/2012	auto parts		\$54.08
	319147		10/15/2012	auto parts		\$218.24
	319225		10/15/2012	auto parts		\$8.64
	319160		10/15/2012	auto parts		\$5.59
71392	11/09/2012	Open			MISSION PRINTERS	\$95.75
	Invoice		Date	Description		Amount
	44585		10/16/2012	Business Cards, Wheeler		\$95.75
71393	11/09/2012	Open			MONTEREY BAY SYSTEMS	\$1,315.51
	Invoice		Date	Description		Amount
	152486		10/12/2012	Copier Lease Contract, Jul-Oct12, CH Savin-Ri		\$384.04
	152500		10/12/2012	Copier Maint Contract, Jul-Oct12, KonicaMinolt		\$686.16
	152485		10/12/2012	Copier Maint Contract, Jul-Oct12 Savin-Ricoh E		\$245.31
71394	11/09/2012	Open			NORTH BAY FORD	\$25.62
	Invoice		Date	Description		Amount
	231366		10/30/2012	auto parts		\$25.62

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71395	11/09/2012	Open			ORCHARD SUPPLY HARDWARE	\$400.93
	Invoice		Date	Description		Amount
	6007-4760735		10/17/2012	Cable puller-Fund 1311, Wharf Fund		\$31.38
	6007-3520984		10/18/2012	Painting supplies - Save the Bay		\$82.70
	6009-3529341		10/22/2012	Misc.		\$21.61
	6013-5360695		10/24/2012	PVC saw		\$7.57
	6013-4770705		10/24/2012	SS cleaner		\$14.05
	6011-4791712		10/24/2012	Misc.		\$22.05
	6014-2541296		10/24/2012	Cleaning supplies		\$21.40
	6011-3031890		10/25/2012	Misc.		\$21.59
	6011-3031355		10/22/2012	auto parts		\$18.38
	6007-3521610		10/23/2012	auto parts		\$17.31
	6013-2090567		10/23/2012	auto parts		\$22.91
	6007-3520966		10/18/2012	auto parts		\$32.76
	6009-2546477		10/02/2012	Misc.		\$10.37
	6009-3529427		10/22/2012	Misc.		\$16.21
	6009-0876037		09/29/2012	Misc.		\$60.64
71396	11/09/2012	Open			PACIFIC VETERINARY SPECIALISTS	\$139.85
	Invoice		Date	Description		Amount
	237381		10/15/2012	Animal Control Expense		\$139.85
71397	11/09/2012	Open			PALACE ART & OFFICE SUPPLIES	\$214.33
	Invoice		Date	Description		Amount
	981561		10/19/2012	Batteries, City Hall		\$15.32
	981625		10/22/2012	Office Supplies, City Hall		\$62.79
	981726		10/22/2012	Office Supplies, City Hall		\$10.18
	982436		10/25/2012	Folders for personnel files-PD		\$69.53
	8828072-0		10/29/2012	Office supplies-Rec		\$13.88
	8828948		10/31/2012	Paper-City Hall		\$11.25
	1127360		10/24/2012	Public Art Proj Supplies		\$31.38
71398	11/09/2012	Open			PET PALS DISCOUNT PET SUPPLIES	\$378.28
	Invoice		Date	Description		Amount
	Acct2-NovStmt		11/05/2012	k-9 supplies		\$378.28
71399	11/09/2012	Open			PFX PET SUPPLY, LLC	\$119.84
	Invoice		Date	Description		Amount
	cd11968648		10/15/2012	Dog Food- PD		\$119.84
71400	11/09/2012	Open			PHIL ALLEGRI ELECTRIC, INC.	\$255.00
	Invoice		Date	Description		Amount
	17271		10/29/2012	Turn off power at PCMHP		\$255.00
71401	11/09/2012	Open			RED SHIFT INTERNET SERVICES	\$115.11
	Invoice		Date	Description		Amount
	1542342		11/01/2012	Nov2012 Internet Access		\$49.94
	1542341		11/01/2012	Internet Access-Fund 2211, IT		\$65.17

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71402	11/09/2012	Open			ROBERT SEELEY & ASSOCIATES	\$175.00
	Invoice		Date	Description		Amount
	Q1AdminHearings		10/31/2012	Admin Hearings Exp, Jul/Aug/Sep 2012		\$175.00
71403	11/09/2012	Open			ROGERS, ANDERSON, MALODY & SCOTT, LLP	\$6,920.00
	Invoice		Date	Description		Amount
	36624		09/30/2012	Progress Billing, Due Diligence Review		\$6,920.00
71404	11/09/2012	Open			SANTA CRUZ AUTO PARTS INC.	\$95.70
	Invoice		Date	Description		Amount
	14508-113248		10/31/2012	auto parts		\$74.81
	14508-113247		10/31/2012	auto parts		\$20.89
71405	11/09/2012	Open			SANTA CRUZ FIRE EQUIPMENT CO.	\$542.92
	Invoice		Date	Description		Amount
	92556		10/19/2012	Test & Inspect Vehicle Extinguishers		\$542.92
71406	11/09/2012	Open			SANTA CRUZ MUNICIPAL UTILITIES	\$877.10
	Invoice		Date	Description		Amount
	2013-00000333		10/23/2012	WATER BILLS FOR STREET MEDIANS		\$877.10
71407	11/09/2012	Open			SPORT ABOUT	\$352.51
	Invoice		Date	Description		Amount
	4619		10/17/2012	T-shirt awards-Rec		\$352.51
71408	11/09/2012	Open			SPRINT	\$3,377.14
	Invoice		Date	Description		Amount
	974855313-131		10/29/2012	Cell phone service		\$3,377.14
71409	11/09/2012	Open			STATE WATER RESOURCES CONTROL BOARD	\$4,852.00
	Invoice		Date	Description		Amount
	WD-0080948		10/23/2012	Annual Permit Fee 07/01/12-06/30/13		\$4,852.00
71410	11/09/2012	Open			STRELOW CONSULTING	\$5,460.00
	Invoice		Date	Description		Amount
	101201		10/16/2012	Single-Use Bag Ord. Environmental Review		\$5,460.00
71411	11/09/2012	Open			THE HARTFORD -PRIORITY ACCOUNTS	\$1,701.49
	Invoice		Date	Description		Amount
	6080152-9		11/01/2012	Nov2012 Disability & Life Ins.		\$1,701.49
71412	11/09/2012	Open			THE INTERNET CONNECTION INC.	\$150.00
	Invoice		Date	Description		Amount
	3917-15976		11/01/2012	Website Hosting, Nov2012 Reg No 1031174210		\$150.00

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
71413	11/09/2012 Invoice 93030-Nov12	Open	Date 11/01/2012	Description Nov2012 Dental & Vision Ins, Employee Funde	TLC ADMINISTRATORS, INC.	\$4,482.56
71414	11/09/2012 Invoice 954791432	Open	Date 10/27/2012	Description Shipping, Bldg	UNITED PARCEL SERVICE	\$16.04
71415	11/09/2012 Invoice 36436	Open	Date 10/10/2012	Description prints	WATSONVILLE BLUEPRINT	\$31.39
71416	11/09/2012 Invoice 20121106	Open	Date 11/06/2012	Description Reimb food-HR 218 shoot	WILSON, LORRIE	\$95.21
71417	11/09/2012 Invoice 2013-00000343	Open	Date 11/01/2012	Description refund cite 14132258	Coxon, Terry	\$86.00
71418	11/09/2012 Invoice 69075928	Open	Date 10/31/2012	Description Evidence training-PD	Holiday Inn	\$175.38
71419	11/09/2012 Invoice 2013-00000340	Open	Date 11/02/2012	Description Tree Deposit Refund #12-127	Marin, Christine	\$250.00
71420	11/09/2012 Invoice 2013-00000338	Open	Date 11/01/2012	Description Refund Tree Deposit for #12-113 application w/	Nguyen, Tuan	\$500.00
71421	11/09/2012 Invoice 11137429	Open	Date 10/24/2012	Description Refund cite 11137429	Plaza, Rebecca	\$10.00
71422	11/09/2012 Invoice 2013-00000339	Open	Date 11/01/2012	Description Refund balance of final map plan check deposit	Rast, Lori	\$1,550.00
71423	11/09/2012 Invoice 2013-00000341	Open	Date 11/02/2012	Description Pacific Cove MHP #63-Roth moving expenses Fund 1420, Pac Cove Bond	Roth, Bruce	\$3,270.87
71424	11/09/2012 Invoice 2013-00000332	Open	Date 10/29/2012	Description Class refund	Snyder, Jovita	\$88.00
71425	11/09/2012 Invoice 14132034	Open	Date 11/01/2012	Description refund cite 14132034	Stuart, Sharon	\$96.00

City Checks Issued 11/9/2012

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount	
71426	11/09/2012	Open			AT&T/CALNET 2	\$1,981.13	
	Invoice Sep2012		Date 11/01/2012	Description Sep Phone Service		Amount \$1,981.13	
Check Totals:				Count	63	Total	\$111,797.99



CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: FINANCE DEPARTMENT

SUBJECT: CONSIDERATION OF ADDING A DISABILITY ACCESS AND EDUCATION FEE TO THE FISCAL YEAR 2012/2013 FEE SCHEDULE BASED ON SENATE BILL NO. 1186

RECOMMENDED ACTION: Approve addition of the Disability Access and Education Fee to the Fiscal Year 2012/2013 Fee Schedule

BACKGROUND: On September 19, 2012, the Governor approved Senate Bill 1186 – Disability Access. This legislation adds Section 4467 to the Government Code which indicates that “any applicant for a local business or equivalent instrument or permit, shall pay an additional fee of one dollar (\$1) for that license, instrument or permit, which shall be collected by the city, county, or city and county that issued the license, instrument or permit”. This fee will be effective from January 1, 2013 through December 31, 2018.

DISCUSSION: Senate Bill 1186 established a Disability Access and Education Revolving Fund within the Division of the State Architect. This fund was created to increase disability access and compliance with construction-related accessibility requirements. Cities will be required to collect an additional fee of one dollar (\$1) with every business license or equivalent instrument or permit. For every \$1.00 collected, \$0.30 will be remitted to the State, while \$0.70 will be retained locally. Revenue from this fee will be used to ensure that new commercial and multi-family dwelling projects are in compliance with accessibility requirements. Specifically, the law requires the City have on staff or under contract a Certified Access Specialists (CASp) who can assist project developers in meeting all the requirements and provide plan review and approvals for the City.

It is anticipated that the City will contract with a local specialist for the start-up for this program while evaluating options to train and certify staff.

FISCAL IMPACT: The additional fee is anticipated to generate an additional \$700 annually for the City and \$300 for the State. The funds received by the City will be set aside for certified access specialist services and training; with a maximum of \$50 or 5% allowed for administrative costs. While unknown at this time, it is anticipated that the consultant costs for this service will exceed the revenue generated by this fee. Staff is investigating if any additional costs can be added to the building permit fees or if it must be borne by the City.

Report Prepared By: Tori Hannah, Finance Director

Reviewed and Forwarded
By City Manager: 

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CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: POLICE DEPARTMENT

SUBJECT: CONSIDER STATUS REPORT ON RE-CONFIGURATION DESIGN OF 41ST AVENUE AT CLARES STREET AND EXTEND THE RED CURB LINE ON CLARES STREET FROM 41ST AVENUE TO DERBY AVENUE

RECOMMENDED ACTION: Consideration of a Resolution extending the red curb on Clares Street from 41st Avenue to Derby Avenue along the north curb line.

BACKGROUND: In July 2012, the intersection at 41st Avenue and Clares Street was re-designed for safety reasons, increase traffic flow, and decrease congestion. During the re-design, the following changes were made:

- The No. 3 lane (the outside lane) traveling east on Clares Street, leaving the Capitola Mall, was prohibited from turning left.
- The right turn lane for vehicle traffic traveling west on Clares Street at 41st Avenue was prohibited from turning right on a red light.
- The concrete center median was reduced in size by eight feet.

Signage was placed in the area to alert motorists of the changes. No enforcement action was taken for six weeks to allow motorists time to familiarize themselves with the re-design.

DISCUSSION: As part of the re-design effort, staff monitored the area for safety impacts. Particular attention was given during the times of higher usage; 8:00 a.m. thru 6:00 p.m. Monday thru Friday. Staff would observe the intersection at various times during this time period approximately 2-3 times a week.

Staff monitored the wait time for vehicles waiting to make a right turn from Clares Street onto 41st Avenue. The average wait time for a vehicle stopped at the "no right on red" sign was between 1:14 to 1:48 seconds.

Vehicle traffic waiting in the left turn pocket on Clares Street backs up to Derby Avenue and, at times, beyond. When traffic in this lane starts to back up, vehicles pulling up to the intersection are unable to merge into the right turn lane due to vehicles parked adjacent to the north curb-line on Clares Street. There are unmarked parking spots along the north curb-line that reduces two-lane traffic into one.

Enforcement efforts at this intersection due to the re-design started on September 1. Table 1 below shows the numbers of citations and type of violation since enforcement efforts began. Accident data specific to this intersection only is also listed within the table.

Table 1

CITATIONS	
Failure to Obey Sign (Left Turn)	32
Prohibited Turn (Right Turn on Red)	5
Total	37

ACCIDENTS	
2012 – 5	2009 – 11
2011 – 9	2008 – 15
2010 – 13	2007 – 14

Item #: 9.A. Staff Report.pdf

11-20-12 AGENDA ITEM

SUBJECT: CLARES STREET AND 41ST RED CURB EXTENSION

Based on observations since the redesign, the left turn pocket for westbound traffic on Clares Street tends to fill up during peak hours of use. The backup of traffic often extends east passed the "keep clear" sign painted on the roadway on Clares Street. When traffic extends passed the "keep clear" sign, the approaching traffic is unable to merge into the right turn pocket due to four unmarked parking spots along the curb line. This creates a further backup of traffic to Derby Lane and beyond.

Due to the backup in the left turn pocket and the inability for approaching traffic to merge into the right lane because of the occupied parking spots, staff is recommending extending the red curb on the north curb line on Clares Street from 41st Avenue to Derby Avenue; and extending the bicycle lane and right turn pocket to Derby Avenue.

FISCAL IMPACT: None

ATTACHMENTS:

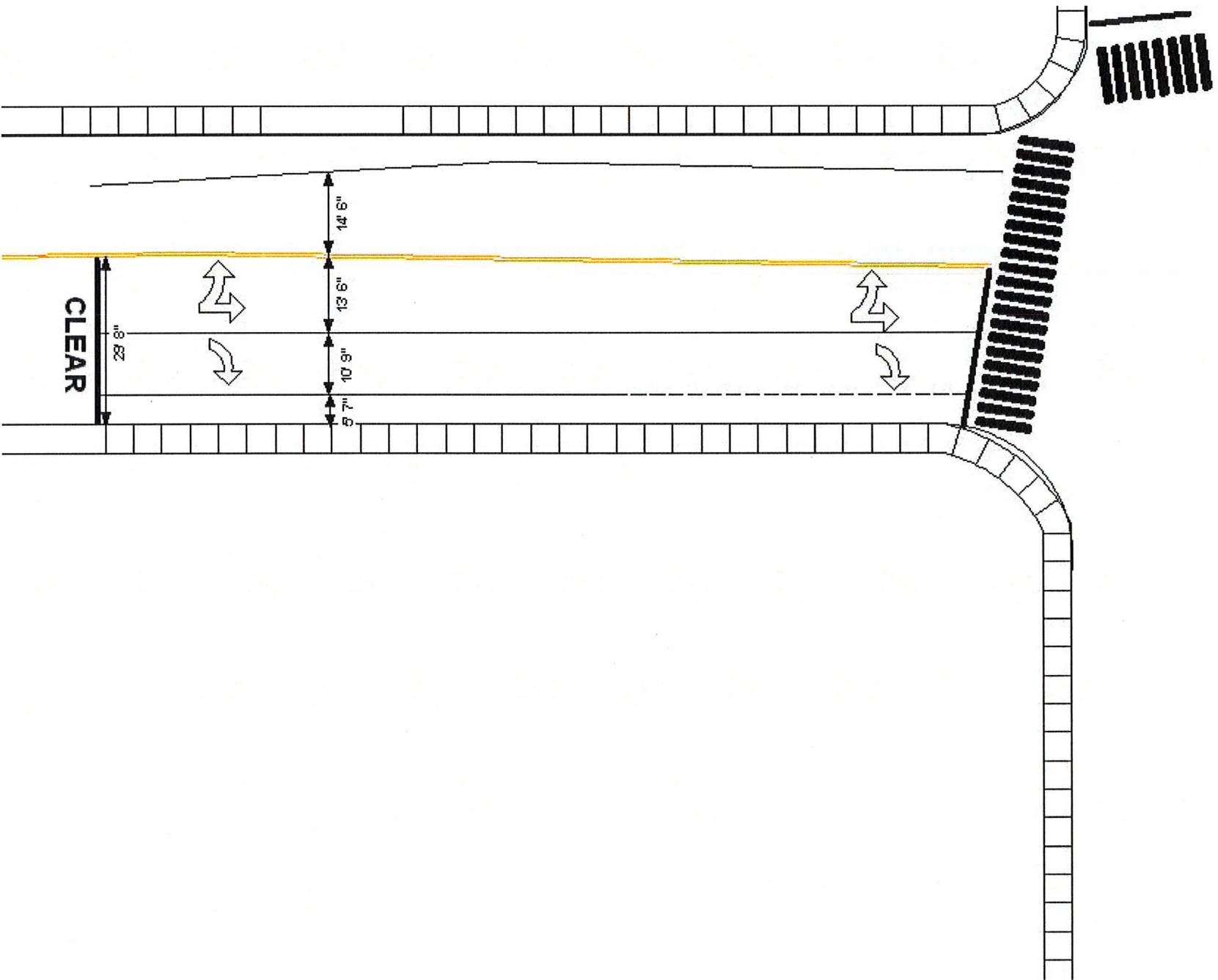
1. Photo of current design
2. Photo of proposed design
3. Draft Resolution

Report Prepared By: Rudy Escalante
Chief of Police

**Reviewed and Forwarded
By City Manager** 



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RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
ORDERING THE EXTENSION OF A PAINTED RED CURB TO BE DESIGNATED AS
A NO PARKING AREA ON CLARES STREET BETWEEN 41ST AVENUE AND
DERBY AVENUE ON THE NORTH SIDE OF THE STREET**

WHEREAS, State of California Department of Transportation Traffic Manual designates warrants that allow for the installation of a painted red painted curb line signifying the area as "No Parking" where the combination of congested traffic, restricted view, and accident records indicate a need to control by "No Parking" areas; and

WHEREAS, the area of Clares Street between 41st Avenue and Derby Avenue, specifically west bound traffic, has two lanes of traffic that includes a marked bicycle lane; and is reduced to one lane and no identified bicycle lane that has limited visibility and traffic congestion.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Capitola that the Public Works Department is hereby ordered to extend the painted red curb line "No Parking" designation on Clares Street along the north curb-line between 41st Avenue and Derby Avenue.

I HEREBY CERTIFY that the above and foregoing resolution was passed and adopted by the City Council of the City of Capitola at its regular meeting held on the 20th day of November 2012, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

Michael Termini, Mayor

_____, CMC
Susan Sneddon, City Clerk

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CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: DEPARTMENT OF PUBLIC WORKS
SUBJECT: UPDATE REPORT ON THE RISPIN PROPERTY OWNERSHIP

RECOMMENDED ACTION: Accept report.

BACKGROUND: At the November 8, 2012 City Council meeting Council Member Storey requested an update on the ownership of the Rispin Property as it relates to the dissolution of the Redevelopment Agency.

DISCUSSION: On August 29, 2012, the Oversight Board unanimously reaffirmed their decision to transfer the Rispin Property to the City and terminate the City/RDA loan agreement. This information was filed with the Department of Finance (DOF) on August 31, 2012. As of November 16, the City had not received a DOF response regarding the Rispin Property.

Therefore the deadline for the DOF to contest or deny the Oversight Board's approval has passed. It is worth noting that previously, on a separate issue, the DOF did send the City a denial letter outside their statutorily required timelines, but backdated the letter to "meet" their timelines. As a result, it is difficult to predict whether the DOF will take any additional action. It seems in this situation, since the City physically holds title to the property that the DOF would have to take legal action to compel the City to transfer title.

Before dissolution, the RDA completed the following work on the Rispin property.

1. Cleaned up of vegetation and debris from site.
2. Collected and stored all miscellaneous pieces of historical property in the garage.
3. Stabilized structure of the exterior walls by rebuilding fire damaged main floor and bracing upper levels.
4. In-filled doorways, windows, vents with vandal proof structural systems and heavy duty security doors.
5. Rebuilt the roof including replacement of fire damaged roof trusses.
6. Installed security fencing and guardrails around the mansion.
7. Abandoned the pre-existing well.
8. Stabilized the well house, including security fencing around entire structure.
9. Painted both the mansion and well house.

To complete the park development project, the remaining work need to be completed on the property:

1. Reconstruct the main exterior stairway
2. Construct ADA pathways tying the differing levels of the site together, including access from the Rispin/Peery pathway.
3. Install lighting throughout the property
4. Wharf Road Wall improvements
5. Landscaping
6. Restore Fountain
7. Regrade Driveway
8. Install Rispin/Peery Pathway lighting

FISCAL IMPACT: To date \$650,000 has been spent on the completed work. To complete all phases of the park development, another \$450,000 will be needed.

ATTACHMENTS: None

Report Prepared By: Steven Jesberg
Public Works Director

Reviewed and Forwarded
By City Manager: 

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CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: CITY MANAGERS OFFICE

SUBJECT: ELECTED OFFICIALS ELIGIBILITY IN THE CALIFORNIA PUBLIC EMPLOYEES
RETIREMENT SYSTEM

RECOMMENDED ACTION: No staff recommendation. Council discretion to consider adopting a Resolution allowing or requiring elected officials to pay 100% of their retirement benefit.

BACKGROUND: The City Council received a report (Attachment 1) on October 25, 2012 regarding elected Officials eligibility to enroll in CalPERS. The report correctly stated that in 1992 the City amended its contract with CalPERS to include Elected Officials. The report also stated that in 1993 the Legislature amended the law to provide that City Members first elected after 1994 could receive CalPERS benefits for service in those elected offices based only on the compensation they earned in such office. What was not known was that the law was also amended at that time to include elected officials in CalPERS provided the official files with CalPERS an election in writing to participate.

DISCUSSION: At the last City Council meeting, Mayor Termini requested staff bring forward an item to amend the City's contract with CalPERS to exclude future Council Members from enrolling in CalPERS. Based on the 1993 CalPERS amendment, the City's contract with CalPERS has been superseded by the State Law, and Elected Officials have the right to enroll in CalPERS regardless of the specific language in our CalPERS contract (Govt. Code Section 20322(a)).

As stated in the previous report, the City of Capitola provides Elected Officials the option to enroll in an alternative program called the Public Agency Retirement Services (PARS) in lieu of CalPERS.

In addition, the Mayor also requested staff prepare an item for the City Council to consider which would either require, or make it optional, that Council Members contribute 100% of the cost of their retirement benefits, be it PARS or CalPERS. A draft Resolution is attached for your consideration on this matter.

FISCAL IMPACT: Council Members are paid \$500 per month. Council Members who are members of CalPERS have the same benefits as the Miscellaneous Employees. The CalPERS rate is 24.8%, of that amount the City pays 16.5% and the Council Member pays 8.3%. The PARS rate is 7.5%, Council Members pay 6.2% and the City pays 1.3%.

ATTACHMENTS

1. City Council Report 10/25/2012
2. Draft Resolution

Report Prepared By: Lisa G. Murphy
Administrative Services Director

Reviewed and Forwarded
by City Manager: 

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CITY COUNCIL AGENDA REPORT

MEETING OF OCTOBER 25, 2012

FROM: CITY MANAGER'S DEPARTMENT
SUBJECT: CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM – ELECTED OFFICIALS

RECOMMENDED ACTION: Receive report.

BACKGROUND: Mayor Termini requested staff prepare a report for City Council regarding Elected Officials eligibility for participation in Public Employees Retirement System (CalPERS).

DISCUSSION: The City of Capitola became a member of the California Public Employees Retirement System (CalPERS) in 1970, and at the same time, opted out of the Federal Social Security program. When the City first contracted with CalPERS, Elected officials were specifically excluded from membership in CalPERS. In 1992 the City Council amended its contract with CalPERS to include Elected Officials. Additionally, the contract amendment gave those Elected Officials serving at that time service credit for prior year's service as an Elected Official in Capitola.

Federal Law requires employers to provide all paid employees, including Elected Officials, part-time, seasonal and temporary employees a retirement benefit. Typically that requirement can be met through Social Security, however the City of Capitola does not participate in Social Security. As a solution, the City participates in a program called the Public Agency Retirement Services (PARS) a lower cost alternative to Social Security. Elected Officials have the option to enroll either in PARS or CalPERS, but must be enrolled in one of the two programs. It is worth noting that once an employee, including Elected Officials, is enrolled in CalPERS, they cannot shift into the PARS system.

In 1993, the Legislature amended the CalPERS law to provide that city council members first elected after 1994 could receive CalPERS benefits for service in those elected offices based only on the compensation they earned in such office. In other words, this law prevents part-time local elected officials from using their full-time salary for prior or later government service to increase their CalPERS benefits.

Currently the cities of Watsonville, Santa Cruz and the County offer Elected Officials the option of participating in CalPERS. Scotts Valley's contract does not offer Elected Officials the opportunity to enroll in CalPERS.

FISCAL IMPACT: Council Members are paid \$500 per month. Council members who are members of CalPERS have the same benefits as the Miscellaneous Employees. The CalPERS rate is 24.8%, of that amount the City pays 16.5% and the Council member pays 8.3%. When a Council member is eligible to retire, (minimum of five years of service credit and at least 50 years old) they receive 2.5% of their salary times their years of service, which equates to \$100 per month after an eight year term in office.

Report Prepared By: Lisa G. Murphy
Administrative Services Director

Reviewed and Forwarded
by City Manager: 

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RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA REGARDING ELECTED OFFICIALS CONTRIBUTION TO THEIR RETIREMENT BENEFIT

WHEREAS, the Federal Law requires all employers to provide a retirement benefit to all those employed and receiving compensation by an employer; and

WHEREAS, the City of Capitola is not a participant in the Social Security Program and offers in its place the California Public Employees Retirement System (CalPERS) or the Public Agency Retirement Services (PARS); and

WHEREAS, Elected Officials are considered employees for the purposes providing a retirement benefit because they are compensated; and

WHEREAS, Elected Officials of the City of Capitola who are enrolled in CalPERS currently pay any amount over the 16.488% cap on the amount the City pays for CalPERS, and they pay 6.2% of the total 7.5% rate for PARS.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA does hereby (require/allow) Elected Officials to pay 100% of the cost of their retirement benefit for which they are enrolled in whether it is CalPERS or PARS.

I HEREBY CERTIFY that the above and foregoing resolution was passed and adopted by the City Council of the City of Capitola at a special meeting held on the 20th day of November, 2012, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Michael Termini, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

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CITY COUNCIL AGENDA REPORT

MEETING OF NOVEMBER 20, 2012

FROM: DEPARTMENT OF PUBLIC WORKS

SUBJECT: NOBLE GULCH PIPELINE REPAIR PROJECT AWARD CONSTRUCTION CONTRACT AND APPROVE BUDGET AMENDMENT

RECOMMENDED ACTION: That the City Council:

1. Award a sole source contract to Ebert Corporation for the construction of the Noble Gulch Pipeline Repair Project at a cost of \$112,000
2. Approve a budget amendment transferring \$120,000 from the General Fund's Unassigned Fund Balance to the Capital Improvement Program to fund the Noble Gulch Pipeline Repair Project in the amount of \$120,000.

BACKGROUND: In March of 2011 the pipe which conveys Noble Gulch underneath the Pacific Cove Mobile Home Park failed. Immediately after the pipe failure the City completed permanent repairs to the failed section of pipe. However 950 feet of the original steel pipe, which was installed in the 1960's, remains in place today.

There currently exists a dispute between the City and County of Santa Cruz regarding ownership and responsibilities for the Noble Gulch pipeline. In an effort to stabilize the remaining section of pipe, City staff is proposing a repair project that includes a new concrete bottom along the remaining length of corrugated metal pipe. This repair would arrest any further corrosion that is occurring along the bottom of the pipe and should extend the life of the pipe by 20 years.

By engaging in this repair project at this time, the City is not accepting responsibility for future maintenance or liability of the pipe.

DISCUSSION: An inspection of the pipeline completed this past September indicated the corrugated metal pipe was structurally intact and that the only deficiency was along portions of the pipe where the bottom had corroded. This repair project is aimed at minimizing the potential for structural failure of the pipe due to the surround ground being eroded. It is anticipated the project can be completed by the end of December.

FISCAL IMPACT: Based on preliminary figures, the City had approximately \$567,000 in Unassigned Fund Balance at the end of the last Fiscal Year. This is primarily due to higher than expected sales tax and TOT receipts, and lower than anticipated staffing costs.

Staff is recommending the City allocate \$120,000 from the General Fund's Unassigned Fund Balance for this project at this time. Any potential reimbursement of these funds will be transferred into the General Fund to offset this expenditure.

ATTACHMENTS

1. Bid proposal from Ebert Corporation
2. Sole Source justification
3. Budget Amendment Worksheet

Report Prepared By: **Steven Jesberg**
Public Works Director

Reviewed and Forwarded
By City Manager: 

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Item #: 9.D. Attach 1.pdf

Proposal



1620 South Seventh Street
San Jose, CA 95112
Phone 408.297.1031 Fax 408.287.4576

Estimate # 2012-10-25
Customer ID

Attention:

Steven Jesberg, Public Works Director
City of Capitola
831-475-7300 scjesberg@ci.capitola.ca.us

Re:

Nobel Gulch Inver Repair Project

JWE Corp is pleased to provide a quote for the above referenced work, below please find out price breakdown, exclusions and assumptions.

Bid Item	Description	Qty.	UOM	Unit Price	Total
	Repair of 72" CMP Invert per RFP email request requirements	1	ls	112,000.00	\$ 112,000.00
	Concrete for repair to be Granite Rock 6.5 sack pea gravel mix			-	\$ -
	Material cleaned from pipe to be left on site, not to block road			-	\$ -
	Creek flow to be pumped/diverted to existing sanitary sewer as capacity allows.			-	\$ -
	Temporary 110/220v power provided at no cost from laundry/rest room facility			-	\$ -
				-	\$ -
TOTAL					\$ 112,000.00

If you have any questions concerning this quotation, contact Jim Ebert @ 408.297.1031 or jimebert@ebertcorp.com

Exclusions:

Storage Area – Others to provide sufficient area
Survey
Hazardous/Contaminated Material handling or hauling
Other utility relocations
Permits and Fees of any kind, (incl. connection fees)
Testing, Inspecting
Engineering
Concrete / Asphalt Restoration
Stripping
Seal Coats
Landscape / Lawn Restoration
R.R. Protective Insurance

Clarifications:

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ATTACHMENT # 2
Sole Source Purchases Determination
Noble Gulch Pipeline Repair Project

BACKGROUND: The City of Capitola Purchasing and Procurement policy (Administrative Policy III-4), Section II A 1 requests telephone quotes when feasible for purchases between \$5,000 - \$25,000, and requires a formal RFP bid procedure for purchases over \$25,000. The policy conditions for Sole Source (Section III E1 and 2), which are purchases exempt from the competitive process.

DISCUSSION: The contract with **Ebert Corporation**, in the amount of **\$112,00**, dated **November 20, 2012** is a qualified sole source purchase within the City Administrative Policy III-4 Section III E2 (**check one of the following**)

Policy Section B1: Materials, Supplies & Equipment:

_____ (a) Definition. Sole source purchases are used where no secondary source is reasonably available precluding the use of a competitive process.

Policy Section B2: Consultant or General Services:

_____ (a.) In the case where a consulting firm has satisfactorily performed the previous stage of a project (e.g. a pre-design), or has acquired extensive background and working knowledge, the firm may be selected for follow-up work without solicitations from other firm upon written justification and recommendation of the department head and approval by the City Manager or designee.

X (b.) If a firm is a highly recognized authority in a field or specialty, or has unique specific knowledge regarding the project, then the firm may be selected without other solicitations for contracts and upon written justification and recommendation of the department head and approval by the City Manager or designee.

_____ (c.) Upon those infrequent occasions when confidence in the consultant and quality of service are important.

Ebert Corporation has completed pipeline repair projects of a similar nature for the County of Santa Cruz and were highly recommended by the County for this project. Ebert has already performed repairs to this pipeline for the County. Finally, the City did receive informal bids from a second contractor and those costs came in at \$185,000.

 Dept Head

Date

City Manager

Date

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City of Capitola Budget Adjustment Form



Date 11/20/2012

Requesting Department Public Works

Administrative Council

Item # _____
 Council Date 11/20/2012
 Council Approval _____

Revenues		
Account #	Account Description	Increase/Decrease
1200-00-00-000-3910.100	Transfer In-General Fund	120,000
Total		120,000

Expenditures		
Account #	Account Description	Increase/Decrease
1200-00-00-000-4390.400	Project Construction	120,000
1000-99-99-000-4910.200	Transfer to CIP Fund	120,000
Total		240,000

Net Impact (120,000)

Purpose: Adjust the FY12 budget for

Department Head Approval _____

Finance Department Approval _____

City Manager Approval _____

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