

City of Capitola Agenda

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



CAPITOLA CITY COUNCIL REGULAR MEETING

THURSDAY, APRIL 25, 2013

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

CLOSED SESSION – 5:30 PM CITY MANAGER’S OFFICE

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

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Govt. Code § 54956.8)

Property: McGregor Drive, APN 036-341-02 (City of Capitola, Owner)
City Negotiator: Public Works Director
Negotiating Parties: City and Soquel Creek Water District
Under Negotiation: Real Property Lease/Sale

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

1. Schroedel et al. v. the City of Capitola [Santa Cruz Superior Court, Case No. CV 175684].
2. City of Capitola et al. v. Lexington Insurance Company [United States District Court, Northern District of California, Case No. 5:12-CV-03428-LHK].

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

(Significant Exposure to litigation pursuant to subdivision (b) of Govt. Code §54956.9)

Two potential cases:

1. Surf and Sand Mobile Home Park
2. DeWitt Code Enforcement

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code §54957)

City Council's Performance Evaluation of the City Attorney

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

2. PRESENTATIONS

- A. Introduction of Richard Grunow, the new Community Development Director.
- B. Certificate of appreciation to Karen Nevis who served on the Art and Cultural Commission.
- C. Presentation from the Capitola Public Safety Foundation to the Police Department to support the Police Canine Program, and contribution to the Baker and Butler Fund.

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 Meetings of March 28, 2013, and April 11, 2013; and the Special Closed Session of April 11, 2013.

RECOMMENDED ACTION:

Approve Minutes.

CAPITOLA CITY COUNCIL – Thursday, April 25, 2013

- B. Approval of City Check Register Reports dated March 22, 2013; March 29, 2013; April 5, 2013; and April 12, 2013.
RECOMMENDED ACTION:
Approve the City Check Register Reports.
- C. Approval of the 2012 Capitola Art & Cultural Commission Annual Report.
RECOMMENDED ACTION:
Receive report.
- D. Consideration of a Resolution designating the period of time a vehicle may be parked within Zone A (Village Area), Zone A1 (Cliff Drive Area), and Zone B (Pacific Cove Parking Lot).
RECOMMENDED ACTION:
Adopt Resolution.
- E. Consideration of authorizing the Police Department to complete a radio system upgrade utilizing the State Supplemental Law Enforcement Services Fund (SLESF), and increase budget expenditures in the amount of \$39,700 for Fiscal Year 2012/2013.
RECOMMENDED ACTION:
Approve equipment purchase.

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. Presentation by the Santa Cruz Water Department and the Soquel Creek Water District regarding the proposed Regional Seawater Desalination Project.
RECOMMENDED ACTION:
Receive presentation.
- B. Approval of plans, specifications, and the engineer's estimate for the construction of the 2013 Capitola Slurry Seal Project utilizing Measure 0 funds; and authorization to advertise for bids.
RECOMMENDED ACTION:
Approve plans, specification and estimate; authorize advertising for bids.
- C. Consideration of an Ordinance amending Section 18.02.070 of the Capitola Municipal Code pertaining to Affordable (Inclusionary) Housing Regulations [1st Reading]; and approve assets limit when calculating income eligibility.
RECOMMENDED ACTION:
Introduce Ordinance and approve assets limit when calculating income eligibility.

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.

CAPITOLA CITY COUNCIL – Thursday, April 25, 2013

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, May 9, 2013 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 COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: OFFICE OF THE CITY CLERK

SUBJECT: APPROVAL OF THE CITY COUNCIL MEETING MINUTES OF MARCH 28, 2013, REGULAR MEETING; APRIL 11, 2013, SPECIAL CLOSED SESSION; AND APRIL 11, 2013, REGULAR MEETING

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. March 28, 2013, Regular City Council Minutes;
2. April 11, 2013, Special Closed Session Minutes;
3. April 11, 2013, Regular City Council Minutes.

Report Prepared By: Susan Sneddon, CMC
City Clerk

Reviewed and Forwarded
By City Manager: 

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**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, MARCH 28, 2013 - 7:00 PM**

**CLOSED SESSION – 6:00 PM
CITY MANAGER’S OFFICE**

Mayor Harlan called the meeting to order at 6:00 PM and announced the items to be discussed in Closed Session, as follows:

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Jamie Goldstein, City Manager
Employee Organizations: Capitola Police Officers Association and
Capitola Police Captains

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

1. City of Capitola et al. v. Lexington Insurance Company [United States District Court, Northern District of California, Case No. 5:12-CV-03428-LHK]
2. Schroedel et al. v. the City of Capitola [Santa Cruz Superior Court, Case No. CV 175684]

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Govt. Code § 54956.8)

Property: McGregor Drive, APN 036-341-02 (City of Capitola, Owner)
City Negotiator: Public Works Director
Negotiating Parties: City and Soquel Creek Water District
Under Negotiation: Real Property Lease/Sale

Mayor Harlan noted that there was no one in the audience; therefore, the City Council recessed at 6:05 p.m. to the City Manager’s Office

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

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

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

12381 CAPITOLA CITY COUNCIL MINUTES – Thursday, March 28, 2013

2. PRESENTATIONS

- A. Certificate of appreciation to Greg Tedesco who served on the Commission on the Environment. [120-40]
Certificate was received.

3. REPORT ON CLOSED SESSION [520-40]

City Attorney Barisone stated that the City Council received status reports regarding the following closed session items: (1) Capitola Police Officers Association and Capitola Police Captains labor negotiations were provided by Administrative Services Director Murphy (City's labor negotiator); no reportable action; (2) Existing litigation involving City of Capitola et al. v. Lexington Insurance Company; no reportable action; (3) Existing litigation involving Schroedel et al. vs. the City of Capitola; no reportable action; (4) Conference with real property negotiator (Public Works Director Jesberg) related to the City's property located on McGregor Drive (APN 036-341-02), no reportable action. [520-25]

4. ADDITIONS AND DELETIONS TO AGENDA (None provided)

5. PUBLIC COMMENTS

Pam Greeninger, local resident, complimented Administrative Services Director Murphy for being selected as the 2012 Capitola/Soquel Chamber of Commerce Woman of the Year Award. She also complimented General Plan Coordinator Westman for her excellent work.

Marge Hanson, local resident, complimented the Capitola Police Department for their service to the City.

6. COUNCIL/STAFF ANNOUNCEMENTS

Council Member Storey, City's representative on the Monterey Bay Unified Air Pollution Control District, stated that Assembly Bill 2766 grant applications will be available next month.

Council Member Harlan stated that tickets are available for the April 12th Capitola-Soquel Chamber of Commerce Community Awards Celebration to be held at Best Western Seacliff Inn in Aptos.

7. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS

- A. Consideration of an appointment to the Advisory Council on the Area on Aging. [110-10] **To be continued.**

8. CONSENT CALENDAR

Council Member Termini requested pulling **Item 8.C.** for discussion.

- A. Consideration of approving the City Council/Successor Agency Special Joint Meeting Minutes of February 21, 2013.

- B. Approval of City Check Register Reports dated February 22, 2013; March 1, 2013; March 8, 2013; and March 15, 2013. [300-10]
- C. Consideration of an Employment Agreement for the Community Development Director, and authorize the City Manager to execute the agreement. [600-10/500-10 A/C: Grunow, Richard]
- D. Consideration of approving the purchase of one marked command police vehicle in the amount not to exceed \$38,000; and request to surplus two unmarked police vehicles. [370-40/370-10]
- E. Receive the Single Audit Report on Federal Awards for the year ended June 30, 2012, and the Independent Accountant's Report on the Agreed-Upon Procedures applied to the Appropriation Limit Worksheets. [330-05]

ACTION

Motion made by Council Member Termini, seconded by Council Member Norton, to approve the Consent Calendar with the exception of Item 8.C. The motion was passed unanimously.

The City Council took separate action on the following Consent Calendar item:

- 8.C. Consideration of an Employment Agreement for the Community Development Director, and authorize the City Manager to execute the agreement. [600-10/500-10 A/C: Grunow, Richard]

Council Member Termini asked if the new Community Development Director will be receiving the new CalPERS retirement cap.

City Manager Goldstein confirmed that the Community Development Director will be subject to the City's contribution and employee cost pursuant to the Miscellaneous Employees Memorandum of Understanding (Tier 2 Program).

City Treasurer DeWitt stated concerns regarding the Community Development Director's salary range and benefits.

Gayle Ortiz, local citizen, stated that the Community Development Director position is unique and the City needs someone with the experience to do the job efficiently.

ACTION

Motion made by Council Member Norton, seconded by Council Member Storey, to approve the Employment Agreement for the Community Development Director, and authorize the City Manager to execute the agreement with Richard Grunow. The motion was passed unanimously.

9. GENERAL GOVERNMENT/PUBLIC HEARINGS

- A. 426 CAPITOLA AVENUE #13-019 APN: 035-141-33
Appeal of the Planning Commission Certification of a Negative Declaration and approval of a Coastal Development Permit, Architectural and Site Review and a Conditional Use Permit for a temporary parking lot in the MHE (Mobile Home Exclusive) Zoning District. This project requires a Coastal Permit which is not appealable to the California Coastal Commission. Environmental Determination: Negative Declaration. Property Owner: City of Capitola, filed: 1/30/13 [730-10]

The following residents provided their support regarding the temporary parking lot:

- Nels Westman, Capitola Traffic and Parking Commissioner
- Molly Ording, Capitola Traffic and Parking Commissioner
- Linda Hanson
- Bob Henry
- Carin Hanna, Capitola Traffic and Parking Commissioner

The following residents stated concerns regarding the temporary parking lot:

- Janet Fogel
- Mark Sullivan
- Ethan Barman, KSCO News Talk Radio
- Ann Spoon
- James Wallace
- Amy Forest
- Kristin Jenson Sullivan
- Chawd DeWitt
- Marlana Dufrane

ACTION Motion made by Council Member Bottorff, seconded by Council Member Termini, to deny the appeal of the Planning Commission Certification of a Negative Declaration and approval of a Coastal Development Permit, Architectural and Site Review and a Conditional Use Permit for a temporary parking lot in the MHE (Mobile Home Exclusive) Zoning District; to certify the Negative Declaration for a temporary parking lot in the MHE (Mobile Home Exclusive) Zoning District. The motion was passed unanimously.

- B. Receive report regarding the Lower Pacific Cove Parking Lot Project; approve project scope and estimate; adopt a Resolution to submit an application for project funding to IBank; authorize staff to refinance existing debt with Santa Cruz County Bank, and authorize advertising for bids. [265-10]

ACTION Motion made by Council Member Bottorff, seconded by Council Member Termini, to approve project scope and estimate; to approve the conditional use permit with the added condition that it be reviewed every 4 years; staff to investigate opportunities for experimental closing the

Espanade; staff shall investigate purchasing additional pay stations to remove all single space meters from the Village and Cliff Drive; staff to look into opportunities for closing the lower parking lot during non-peak periods; staff to review parking fees including the entire Village areas and the parking lot; staff to return back with a plan to consider a Parking District and/or an in lieu fee; authorize staff to refinance existing debt with Santa Cruz County Bank, and authorization to advertise for bids. The motion carried with the following vote: AYES: Council Members Storey, Bottorff, Termini, and Mayor Harlan. NOES: Council Member Norton. ABSENT: None. ABSTAIN: None.

- C. Consideration of a Coastal Plan and Ordinance Amendment to the Capitola Municipal Code Chapter 17.39 amending Sections 17.39.020, 17.39.030, 17.39.040, 17.39.050, 17.39.060 and 17.39.080 of the Capitola Municipal Code and adding Section 17.39.110 to the Capitola Municipal Code pertaining to Planned Development District Regulations. The Planning Commission considered this amendment at the March 7, 2013 meeting and unanimously recommended approval. [740-30]

ACTION Motion made by Council Member Termini, seconded by Council Member Storey, to introduce an Ordinance to amend Sections 17.39.020, 17.39.030, 17.39.040, 17.39.050, 17.39.060 and 17.39.080 of the Capitola Municipal Code and adding Section 17.39.110 pertaining to Planned Development District Regulations. The motion carried unanimously with the following vote: AYES: Council Members Norton, Storey, Bottorff, Termini, and Mayor Harlan. NOES: None. ABSENT: None. ABSTAIN: None.

10. **COUNCIL/STAFF COMMUNICATIONS** (None provided)

11. **CITY COUNCIL/TREASURER COMMENTS/COMMITTEE REPORTS**

City Treasurer DeWitt stated that she was impressed with the community turn-out for **Items 9.A. and 9.B.** She agreed with reviewing parking fees; any increase in fees could go towards the City building a permanent parking structure.

13. **ADJOURNMENT**

Mayor Harlan adjourned the meeting at 10:00 p.m. to the next Special Meeting of the City Council on Thursday, April 11, 2013, at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

Stephanie Harlan, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

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CITY OF CAPITOLA
CITY COUNCIL

APRIL 11, 2013
CAPITOLA, CALIFORNIA

MINUTES OF A SPECIAL CLOSED SESSION

**MEETING OCCURRED CONCURRENTLY WITH
THE REGULAR SCHEDULED CLOSED SESSION
6:00 P.M. – CITY MANAGER'S OFFICE**

CALL TO ORDER

Mayor Harlan called the meeting to order at 6:00 PM and announced the item to be discussed in Special Closed Session, as follows:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Govt. Code §54956.9:
One potential case: Kelly Clubb

ADJOURNMENT

Mayor Harlan noted that there was no one in the audience; therefore, the City Council recessed at 6:05 PM to the City Manager's Office.

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

Stephanie Harlan, Mayor

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**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, APRIL 11, 2013 - 7:00 PM**

**CLOSED SESSION – 6:00 PM
CITY MANAGER’S OFFICE**

CALL TO ORDER

Mayor Harlan called the meeting to order at 6:00 PM and announced the items to be discussed in Closed Session, as follows:

CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)

Negotiator: Lisa Murphy, Administrative Services Director
Employee Organizations: Capitola Police Officers Association and
Capitola Police Captains.

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

City of Capitola et al. v. Lexington Insurance Company [United States District Court, Northern District of California, Case No. 5:12-CV-03428-LHK].

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Govt. Code § 54956.8)

Property: McGregor Drive, APN 036-341-02 (City of Capitola, Owner)
City Negotiator: Public Works Director
Negotiating Parties: City and Soquel Creek Water District
Under Negotiation: Real Property Lease/Sale

Mayor Harlan noted that there was no one in the audience; therefore, the City Council recessed at 6:05 PM to the City Manager’s Office.

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

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

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

2. PRESENTATIONS

A. Proclamation honoring Janet Glazer, member of the Seniors Council of Santa Cruz & San Benito Counties Board of Directors.

Proclamation received.

B. Mayor’s Proclamation designating April 2013 as “National Poetry Month”.

Proclamation received.

3. REPORT ON CLOSED SESSION

Assistant City Attorney Adair Paterno provided a report on Closed Session. There was no reportable action.

4. ADDITIONS AND DELETIONS TO AGENDA (none provided)

5. PUBLIC COMMENTS

Sandy Erickson, local resident, asked when the City's 2013 Slurry Project would begin.

6. COUNCIL/STAFF ANNOUNCEMENTS

Public Works Director Jesberg stated there was a bid opening on April 10th regarding the removal of the remaining mobilehome coaches from the former Pacific Cove Mobile Home Park. Also, staff plans to agendaize for the April 25th Council meeting the approval of the plans, specifications and estimate for the 2013 Slurry Seal Program.

Council Member Termini noted that local student drawings are on display in the Council Chambers. Also, the new kiosk recommended by the Art & Cultural Commission will be shown at a future Council meeting.

Mayor Harlan stated that the Capitola Museum Grand Opening on Saturday, April 13th at 11 a.m. She stated that she attended the Santa Cruz Community Inpatient and Outpatient Recovery Services Program Graduation sponsored by the Santa Cruz Community Counseling Center. She reported that she attended the April 10th Mayor Selection Committee. She provided an update on Senate Bill 405 regarding single-use carryout shopping bags. She discussed the need for long-term senior planning for the communities aging population. She invited the community to the following: (1) Capitola's 10th annual garage sale scheduled on Saturday, April 20th; (2) Operation Surf Dinner for wounded soldiers will be hosted by Paradise Beach Grill on April 16th at 6 p.m.

7. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS

- A. Consideration of an appointment to the Advisory Council on the Area on Aging.

ACTION Mayor Harlan appointed Al Carlson to the Advisory Council to the Area Agency on Aging of the Santa Cruz and San Benito Counties.

8. CONSENT CALENDAR

Council Member Norton requested that Item No. 8.A. be pulled from the Consent Calendar.

ACTION Motion made by Council Member Termini, seconded by Council Member Storey, to approve Items No. 8.B., 8.C., 8.D., and 8.E. on the Consent Calendar. The vote was unanimous.

- A. Consideration of approving the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013.

- B. Adoption of **Ordinance No. 981** a Coastal Plan and Ordinance Amendment to the Capitola Municipal Code Chapter 17.39, amending Sections 17.39.020, 17.39.030, 17.39.040, 17.39.050, 17.39.060 and 17.39.080 and adding Section 17.39.110 pertaining to Planned Development District Regulations. [2nd Reading]; and the adoption of **Resolution No. 3952** authorizing submittal of amendments to the Local Coastal Program.
- C. Consideration of a three-year contract with the City of Santa Cruz for \$68,500 annually, to perform lifeguard services on the beaches in the City of Capitola.
- D. Consideration of sending a letter in support of Senate Bill No. 510 pertaining to Mobilehome Park Conversions.
- E. Receive Planning Commission Action Minutes for the Regular Meeting of April 4, 2013.

9. GENERAL GOVERNMENT/PUBLIC HEARINGS

- A. Presentation by Henry Castaniada, Superintendent of Soquel Union Elementary School District, and consideration of City Council support in endorsing Measure S, a school funding measure.

The following persons from the community spoke in favor of Measure S:

Tory Del Favero, Soquel Union Elementary School District Trustee
 Ruby Storey, Soquel Elementary School student
 Helen Storey
 Wendy Young
 Ted Donnolly

The following persons from the community spoke against Measure S:

Barbara Brenner, Soquel Union Elementary School District volunteer
 Sandy Erickson

ACTION Motion made by Council Member Norton, seconded by Mayor Harlan, to endorse Measure S; City Council requested that a Council Member have a seat on the Soquel Union Elementary School District Citizen Oversight Committee. The vote was unanimous.

- B. Consideration of the Lower Pacific Cove Parking Lot Project financing and Village pay station deployment.

ACTION Motion made by Council Member Termini, seconded by Mayor Harlan, to adopt **Resolution No. 3953** authorizing the City Manager to submit a final application to the State IBank Program in the amount of \$1.37 million for the Lower Pacific Cove Parking Lot Project. The vote was unanimous. Staff was directed to come back to Council to discuss parking meter zones, parking meter hours, and parking meter rates.

- C. Receive informational report on firearms, and consideration of a letter in support of Senate Bill No. 53 pertaining to ammunition purchase permits.

12389

CAPITOLA CITY COUNCIL MINUTES – Thursday, April 11, 2013

ACTION Motion made by Council Member Termini, seconded by Council Member Norton, to approve sending letters of support regarding Assembly Bill 1296 and Senate Bill 53. The vote was unanimous.

D. Consideration of approving the revised Cellular Telephone Use Policy (Policy V-9).

ACTION Motion made by Council Member Bottorff, seconded by Council Member Norton, to approve the revised Cellular Telephone Use Policy (Policy V-9).

The following Item No 8.A. was pulled from the Consent Calendar for separate discussion.

8.A.

Consideration of approving the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013.

Council Member Norton requested that Final Urgency Ordinance No. 979 regarding revising current City Firearm/Ammunition Regulations be provided to the City Council.

ACTION Motion made by Council Member Termini, seconded by Council Member Storey, to approve the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013. The vote was unanimous.

10. COUNCIL/STAFF COMMUNICATIONS (none provided)

11. CITY COUNCIL/TREASURER COMMENTS/COMMITTEE REPORTS (none provided)

13. ADJOURNMENT

Mayor Harlan adjourned the meeting at 10:15 p.m. to the next Special Meeting of the City Council on Thursday, April 25, 2013, at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

Stephanie Harlan, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk



CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: FINANCE DEPARTMENT
SUBJECT: CITY CHECK REGISTER REPORT

RECOMMENDED ACTION: Approve the attached Check Register Reports for Mar 22, Mar 29, Apr 5, and Apr 12, 2013

DISCUSSION: Check Registers are attached for:

Date	Starting Check #	Ending Check #	Total Checks/EFT	Amount
3/22/13	72399	72493	95	\$227,345.01
3/29/13	72494	72511	18	\$15,041.70
4/5/13	72512	72610	98	\$169,550.94
4/12/13	72611	72665	55	\$103,664.64

The check register of Mar 15, 2013 ended with check #72398

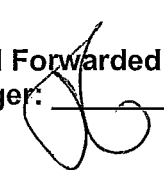
Following is a list of checks issued for more than \$10,000.00, and a brief description of the expenditure:

Check	Issued to:	Dept.	Purpose	Amount
72414	Chase Chevrolet	PD	2011 Chevy Tahoe	\$30,000.00
72418	Community Bridges	CM	Qtrly Community Grant	\$26,437.00
72432	Gumbiner & Eskridge LLP	CM	Ins Loss Legal Fees	\$58,668.90
72529	Coastwide Environmental	PW	Asbestos Removal, Pac Cove	\$12,550.00
72552	J W Ebert Corp	PW	Noble Gulch Pipeline Repair	\$11,300.00
72585	SCC Clerk, Elections Dept	CM	Nov 2012 Election Materials	\$12,992.49
EFT	CalPERS Health Ins	CM	Employee Health Ins	\$50,704.60
72612	American Traffic Solutions	PD	Jul-Dec2012 Red Light Fees	\$37,340.06
72613	Atchison, Barisone, et al	CM	Mar 2013 Legal Services	\$12,288.88
72643	PG&E	PW	Monthly Electric	\$13,115.30
72660	Watsonville Police Dept	PD	DUI Checkpoint Grant Reimb	\$10,693.43

ATTACHMENTS:

1. Check Register for Mar 22, 2013
2. Check Register for Mar 29, 2013
3. Check Register for Apr 5, 2013
4. Check Register for Apr 12, 2013

Report Prepared By: Linda Benko
AP Clerk

Reviewed and Forwarded
by City Manager: 

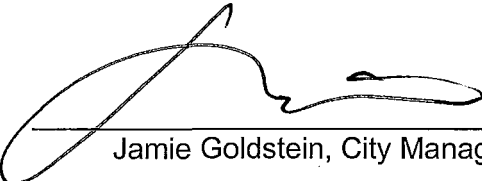
Checks dated 3/22/13 numbered 72399 to 72493 for a total of \$227,345.01 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 3/22/13 the unaudited cash balance is \$1,379,582

CASH POSITION - CITY OF CAPITOLA 3/22/13

	<u>Net Balance</u>
General Fund	3,957
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	31,225
Self Insurance Liability Fund	171,331
Stores Fund	(4,609)
Information Technology Fund	65,096
Equipment Replacement	112,200
Compensated Absences Fund	13,356
Public Employee Retirement - PERS	-
Open Space Fund	256
Capital Improvement Projects	315,124
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u>1,379,582</u>

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



 Jamie Goldstein, City Manager

3/22/2013

 Date

 Kymberly V. DeWitt, City Treasurer

 Date

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72399	03/22/2013 Invoice 4909	Open	Date 02/26/2013	Description Main Broom, Street Sweeper Fund 1310, Gas Tax	ACME ROTARY BROOM SERVICE	\$517.41
72400	03/22/2013 Invoice 2013-00000559	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	ADVOCACY INC.	\$1,791.25
72401	03/22/2013 Invoice 44547	Open	Date 03/14/2013	Description Rekey locks, PD082	ALLSAFE LOCK COMPANY	\$16.00
72402	03/22/2013 Invoice 280120 280377	Open	Date 03/06/2013 03/11/2013	Description Edger Blade Sharpen Mower Blades	B & B SMALL ENGINE REPAIR	\$77.98
72403	03/22/2013 Invoice Feb-Mar2013	Open	Date 03/06/2013	Description Credit card Charges, City Card Fund 1000, Gen Fund=\$1965.96 Fund 1315, Public Art=\$269.78 Fund 2210, Stores=\$122.00 Fund 2211, Info Tech=\$973.21	BANK OF AMERICA	\$3,330.95
72404	03/22/2013 Invoice 3005654 3005653	Open	Date 03/05/2013 03/05/2013	Description Museum Display Exp Museum Display Exp	BAY PHOTO LAB	\$142.58
72405	03/22/2013 Invoice 2013-00000543	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	BIG BROTHERS BIG SISTERS OF SC (\$673.00
72406	03/22/2013 Invoice 68943	Open	Date 03/05/2013	Description Engrave granite for a sign	BRINKS AWARDS & SIGNS	\$108.50
72407	03/22/2013 Invoice 2013-00000552	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CABRILLO COLLEGE STROKE CENTE	\$1,672.00
72408	03/22/2013 Invoice 128673 128816 128774	Open	Date 02/26/2013 02/28/2013 02/27/2013	Description Meter Repair Meter Service Feb 2013 meter maintenance	CALE AMERICA INC.	\$1,912.44
72409	03/22/2013 Invoice 2013-00000537	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CALIFORNIA GREY BEARS INC.	\$3,467.75

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72410	03/22/2013 Invoice 2013-00000553	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CAMPUS KIDS CONNECTION INC.	\$4,123.75
72411	03/22/2013 Invoice POA-10-19-12 POA-Mar22	Open	Date 10/17/2012 03/20/2013	Description POA Dues, Employee Funded POA Dues, Employee Funded	CAPITOLA PEACE OFFICERS ASSOC.	\$1,754.50
72412	03/22/2013 Invoice 2013-00000569	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CASA OF SANTA CRUZ COUNTY	\$539.25
72413	03/22/2013 Invoice 2013-00000557	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CENTRAL COAST CENTER FOR INDEP	\$3,674.25
72414	03/22/2013 Invoice T14627	Open	Date 03/12/2013	Description 2011 Chevy Tahoe 2WD 4dr Wagon Fund 2212, Equip Replacement	CHASE CHEVROLET	\$30,000.00
72415	03/22/2013 Invoice 10877	Open	Date 02/28/2013	Description Feb2013 Cleaning Service Fund 1000, Gen Fund=\$3716.80 Fund 1311, Wharf Fund=\$217.50	CLEAN BUILDING MAINTENANCE	\$3,934.30
72416	03/22/2013 Invoice 1195 & 1193	Open	Date 02/28/2013	Description Jan-Feb2013 Professional Services	COASTAL WATERSHED COUNCIL	\$7,358.66
72417	03/22/2013 Invoice 2013-00000556	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	COMMUNITY ACTION BOARD OF SCC	\$321.50
72418	03/22/2013 Invoice 2013-00000540	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	COMMUNITY BRIDGES	\$26,437.00
72419	03/22/2013 Invoice 2013-00000571	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CONFLICT RESOLUTION CENTER	\$671.50
72420	03/22/2013 Invoice 32198411	Open	Date 02/28/2013	Description Fuel for training-PD	CONOCO-PHILLIPS FLEET SERVICES	\$583.01
72421	03/22/2013 Invoice Feb2013	Open	Date 02/28/2013	Description Drinking Water, Feb 2013, All Sites	CRYSTAL SPRINGS WATER CO.	\$245.23

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72422	03/22/2013 Invoice 2013-00000551	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	CULTURAL COUNCIL OF SANTA CRUZ	\$232.50
72423	03/22/2013 Invoice 201912	Open	Date 02/28/2013	Description Fencing, Pac Cove MHP	D & G SANITATION	\$77.76
72424	03/22/2013 Invoice 2013-00000550	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	DIENTES COMMUNITY DENTAL CARE	\$327.00
72425	03/22/2013 Invoice 4221	Open	Date 03/01/2013	Description Quarterly Service, City Hall elevator	ELEVATOR SERVICE COMPANY, INC.	\$165.00
72426	03/22/2013 Invoice 85069	Open	Date 11/19/2012	Description Grogan retire badge-paid by employee	ENTENMANN-ROVIN	\$115.14
72427	03/22/2013 Invoice 2013-00000567	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	FAMILIES IN TRANSITION	\$588.00
72428	03/22/2013 Invoice 2013-00000544	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	FAMILY SVC AGCY OF THE CENTRAL COAST	\$2,194.25
72429	03/22/2013 Invoice 2765542	Open	Date 03/04/2013	Description Aqua Green	FERGUSON ENTERPRISES, INC.	\$208.11
72430	03/22/2013 Invoice 13-827069 13-827070 13-827048 13-827049	Open	Date 03/08/2013 03/08/2013 03/01/2013 03/01/2013	Description 247 Gal Ethanol 150 Gal Diesel 491 Gal Ethanol 150 Gal Diesel	FLYERS ENERGY, LLC	\$4,430.72
72431	03/22/2013 Invoice 20130225	Open	Date 03/15/2013	Description Reimb Mileage for Deposition	GOLDSTEIN, JAMIE	\$90.40
72432	03/22/2013 Invoice 11321	Open	Date 03/13/2013	Description Insurance Loss Legal Services	GUMBINER & ESKRIDGE LLP	\$58,668.90
72433	03/22/2013 Invoice 2013-00000565	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	HOMELESS SERVICE CENTER OF SCC	\$625.00

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72434	03/22/2013 Invoice 2013-00000566	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	HOSPICE of SANTA CRUZ COUNTY	\$327.50
72435	03/22/2013 Invoice ICMA-Mar22	Open	Date 03/20/2013	Description Retirement Plan Contribution, Employee F	ICMA RETIREMENT TRUST 457	\$4,644.35
72436	03/22/2013 Invoice FebStmt 447618 803-448840	Open	Date 02/28/2013 03/04/2013 03/12/2013	Description Credit for inv pd 2x Paint Memorial Bench Supplies Fund 1000, Gen Fund=\$25.93 Fund 1311, Wharf Fund=\$47.56	KELLY-MOORE PAINTS	\$73.49
72437	03/22/2013 Invoice A175561	Open	Date 03/06/2013	Description Rust Remover Fund 1311, Wharf Fund	KING'S PAINT AND PAPER, INC.	\$85.91
72438	03/22/2013 Invoice 26-20510	Open	Date 03/15/2013	Description Corp Yd Contract Labor	LABORMAX STAFFING	\$1,803.20
72439	03/22/2013 Invoice LIUNA-Mar2013	Open	Date 03/20/2013	Description Union Pension Dues, Employee Funded	LIUNA PENSION FUND	\$504.00
72440	03/22/2013 Invoice in1338220	Open	Date 02/25/2013	Description 2 boxes latex gloves, PD	MICROFLEX CORP #774353	\$258.83
72441	03/22/2013 Invoice 332460 332468 332587 332979 333051 333345 333588 333834 333687 333979 333848	Open	Date 02/21/2013 02/21/2013 02/22/2013 02/26/2013 02/27/2013 03/01/2013 03/04/2013 03/06/2013 03/05/2013 03/07/2013 03/06/2013	Description Auto parts, PW F-350 Flatbed Sweeper parts Sweeper Parts Sweeper Parts Sweeper Parts Sweeper Parts Auto Parts, PW F-800 Dump Truck Air Filter, PD081 Auto Parts, Fleet Auto Parts, PW F-250 Auto Parts, PW F-250 Fund 1000, Gen Fund=\$116.66 Fund 1310, Gas Tax=\$170.84	MID-COUNTY AUTO SUPPLY	\$287.50

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72442	03/22/2013	Open			NATIVE ANIMAL RESCUE	\$279.50
	Invoice		Date	Description		Amount
	2013-00000562		03/11/2013	FY12/13 Quarterly Grant Payment		\$279.50
72443	03/22/2013	Open			NORTH BAY FORD	\$1,079.05
	Invoice		Date	Description		Amount
	233627		02/28/2013	Alternator Assy, PD061		\$524.28
	233745		03/07/2013	Relays, PW F-250		\$33.89
	233796		03/12/2013	Instrument Cluster, PD082		\$370.94
	233794		03/12/2013	Switch Assy, PD082		\$85.60
	233842		03/13/2013	Light Assy, PD082		\$12.95
	233858		03/14/2013	Lockset, PD082		\$51.39
72444	03/22/2013	Open			O'NEILL SEA ODYSSEY	\$686.50
	Invoice		Date	Description		Amount
	2013-00000538		03/11/2013	FY12/13 Quarterly Grant Payment		\$686.50
72445	03/22/2013	Open			ORCHARD SUPPLY HARDWARE	\$470.34
	Invoice		Date	Description		Amount
	2013-00000522		10/13/2012	OSH Equipment Screw Driver		\$10.26
	6014-4794536		03/06/2013	Wire Brushes		\$32.53
	6007-4762269		03/07/2013	Street Marking Paint		\$12.56
	6007-4762318		03/07/2013	Patch Material		\$60.67
	6013-6875692		03/07/2013	Batteries		\$43.37
	6005-1026256		03/04/2013	Misc Maint Supplies		\$76.97
	6012-4794116		03/11/2013	Painting Supplies		\$30.69
	6012-4764840		03/14/2013	Drill Bits		\$20.38
	6014-4796239		03/14/2013	Hardware		\$47.10
	6632		03/14/2013	Hardware		\$51.04
	6012-4794553		03/13/2013	Tools		\$34.69
	6011-2120327		03/11/2013	Tools		\$23.86
	6012-4794539		03/13/2013	Hardware		\$7.49
	6010-8194250		03/11/2013	Misc Supplies		\$12.24
	6013-9876295		03/11/2013	Misc Supplies		\$6.49
				Fund 1000, Gen Fund=\$256.92		
				Fund 1310, Gas Tax=\$150.20		
				Fund 1311, Wharf Fund=\$63.22		
72446	03/22/2013	Open			PALACE ART & OFFICE SUPPLIES	\$267.10
	Invoice		Date	Description		Amount
	18987		03/04/2013	Keyboard Platform, Murphy		\$232.19
	203024		03/04/2013	Office Supplies, City Hall		\$7.79
	204131		03/11/2013	Office Supplies, City Hall		\$12.37
	204624		03/13/2013	Office Supplies, City Hall		\$14.75
				Fund 2210, Stores		
72447	03/22/2013	Open			PARENTS CENTER OF SANTA CRUZ	\$1,754.50
	Invoice		Date	Description		Amount
	2013-00000545		03/11/2013	FY12/13 Quarterly Grant Payment		\$1,754.50

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72448	03/22/2013 Invoice CD12041235	Open	Date 02/28/2013	Description K-9 food	PFX PET SUPPLY, LLC	\$74.00
72449	03/22/2013 Invoice 17645	Open	Date 03/05/2013	Description Replace Lamps, Jade Street Park	PHIL ALLEGRI ELECTRIC, INC.	\$355.09
72450	03/22/2013 Invoice 113	Open	Date 03/13/2013	Description Live Scan-Grunow	PRIORITY LIVE SCAN	\$18.00
72451	03/22/2013 Invoice 138133	Open	Date 03/11/2013	Description Carpet, Museum	RAINBOW CARPET ONE	\$150.00
72452	03/22/2013 Invoice 941938	Open	Date 03/04/2013	Description Jan2013 Professional Services, MHP Traff Fund 1200, CIP	RBF CONSULTING	\$6,623.00
72453	03/22/2013 Invoice 22497	Open	Date 02/28/2013	Description 2013 POA & Management Negotiations	RENNE SLOAN HOLTZMAN SAKAI	\$1,155.08
72454	03/22/2013 Invoice 14508-126015	Open	Date 03/12/2013	Description Belts, PD Chevy Impala	SANTA CRUZ AUTO PARTS INC.	\$31.46
72455	03/22/2013 Invoice 2013-00000564	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	SC COMMUNITY COUNSELING CENTE	\$3,474.00
72456	03/22/2013 Invoice Feb2013	Open	Date 03/15/2013	Description Citation Surcharges, Feb 2013	SCC AUDITOR-CONTROLLER	\$6,380.00
72457	03/22/2013 Invoice 01029009&0102848 25359	Open	Date 03/07/2013 02/28/2013	Description Buena Vista Landfill Exp, Pac Cove Tire Disposal	SCC DEPT OF PUBLIC WORKS	\$115.84
72458	03/22/2013 Invoice SCAN-Mar13	Open	Date 02/26/2013	Description March 2013 Open query scan	SCC INFORMATION SERVICES	\$521.99
72459	03/22/2013 Invoice NOD-filing fee	Open	Date 03/13/2013	Description Pac Cove Lower Parking Lot Notice of Det Fund 1420, Pac Cove Bond	SCC-CLERK OF THE BOARD	\$50.00

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72460	03/22/2013	Open			SCC-CLERK OF THE BOARD	\$2,156.25
	Invoice		Date	Description		Amount
	NOD-CDFW fee		03/13/2013	Pac Cove Lower Parking Lot NOD Fish & \		\$2,156.25
				Fund 1420, Pac Cove Bond		
72461	03/22/2013	Open			SANTA CRUZ TODDLER CARE CTR	\$291.00
	Invoice		Date	Description		Amount
	2013-00000568		03/11/2013	FY12/13 Quarterly Grant Payment		\$291.00
72462	03/22/2013	Open			SAVE OUR SHORES	\$327.25
	Invoice		Date	Description		Amount
	2013-00000570		03/11/2013	FY12/13 Quarterly Grant Payment		\$327.25
72463	03/22/2013	Open			SECOND HARVEST FOOD BANK	\$2,438.75
	Invoice		Date	Description		Amount
	2013-00000542		03/11/2013	FY12/13 Quarterly Grant Payment		\$2,438.75
72464	03/22/2013	Open			SENIOR CITIZENS LEGAL SERVICES	\$2,418.25
	Invoice		Date	Description		Amount
	2013-00000549		03/11/2013	FY12/13 Quarterly Grant Payment		\$2,418.25
72465	03/22/2013	Open			SENIOR NETWORK SERVICES, INC.	\$597.75
	Invoice		Date	Description		Amount
	2013-00000555		03/11/2013	FY12/13 Quarterly Grant Payment		\$597.75
72466	03/22/2013	Open			SENIORS COUNCIL OF SC.COUNTY	\$801.75
	Invoice		Date	Description		Amount
	2013-00000546		03/11/2013	FY12/13 Quarterly Grant Payment		\$801.75
72467	03/22/2013	Open			SIRCHIE	\$118.81
	Invoice		Date	Description		Amount
	0112913		02/26/2013	Syringe Collection Tubes		\$118.81
72468	03/22/2013	Open			STORZ MANAGEMENT COMPANY	\$4,000.00
	Invoice		Date	Description		Amount
	Bill of Sale		03/15/2013	Moving Costs, two Pac Cove Mobile Home		\$4,000.00
				Fund 1420, Pac Cove Bond		
72469	03/22/2013	Open			STRELOW CONSULTING	\$650.00
	Invoice		Date	Description		Amount
	31303		03/06/2013	Pac Cove Environmental Review		\$650.00
				Fund 1200, CIP		
72470	03/22/2013	Open			SUMMIT UNIFORM CORP	\$181.41
	Invoice		Date	Description		Amount
	1524		02/06/2013	Tactical ear piece Irao		\$53.23
	2191		02/26/2013	Uniform Expense, E. Gonzalez		\$64.09
	2197		02/27/2013	Uniform Expense. Pearson		\$64.09
72471	03/22/2013	Open			SWIFT, CAROLYN	\$33.79
	Invoice		Date	Description		Amount
	20130319		03/15/2013	Reimb Museum Display Purchase		\$33.79

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72472	03/22/2013	Open			SWIFT, STEVE	\$102.84
	Invoice		Date	Description		Amount
	Swift-20130319		03/15/2013	Reimb Museum Display Expenses		\$48.38
	10245		03/15/2013	Reimb Museum Display Purchases		\$19.95
	2242		03/15/2013	Reimb Museum Display Purchases		\$34.51
72473	03/22/2013	Open			TARGET SPECIALTY PRODUCTS	\$889.97
	Invoice		Date	Description		Amount
	1550251		02/25/2013	Landscape Supplies		\$889.97
72474	03/22/2013	Open			THE HARTFORD -PRIORITY ACCOUNT	\$1,686.92
	Invoice		Date	Description		Amount
	6264115-4		03/15/2013	Apr 2013 Life & Disability Ins		\$1,686.92
72475	03/22/2013	Open			TLC ADMINISTRATORS, INC.	\$175.00
	Invoice		Date	Description		Amount
	17964		03/07/2013	Admin Fee, Flex Plan		\$175.00
72476	03/22/2013	Open			UNITED PARCEL SERVICE	\$38.59
	Invoice		Date	Description		Amount
	954791103		03/09/2013	Shipping-PD		\$19.68
	954791083		02/23/2013	Shipping-PD		\$18.91
72477	03/22/2013	Open			UNITED WAY OF SCC	\$1,801.75
	Invoice		Date	Description		Amount
	2013-00000560		03/11/2013	FY12/13 Quarterly Grant Payment		\$1,741.75
	UW-Mar2013		03/20/2013	United Way Employee Contributions, Mar2		\$60.00
72478	03/22/2013	Open			UPEC LIUNA LOCAL 792	\$972.00
	Invoice		Date	Description		Amount
	UPEC-Mar22		03/20/2013	Union Dues, Employee Funded		\$972.00
72479	03/22/2013	Open			US BANCORP EQUIPMENT FINANCE	\$259.26
	Invoice		Date	Description		Amount
	223790007		03/04/2013	Copier Lease, Konica C452		\$259.26
72480	03/22/2013	Open			US Bank Institutional Trust-Western Reg	\$350.23
	Invoice		Date	Description		Amount
	PARS-Mar22		03/20/2013	Retirement Plan Contribution, Mar 22 2013		\$350.23
72481	03/22/2013	Open			VISTA CENTER FOR THE BLIND	\$460.25
	Invoice		Date	Description		Amount
	2013-00000548		03/11/2013	FY12/13 Quarterly Grant Payment		\$460.25
72482	03/22/2013	Open			VOLUNTEER CENTERS OF SCC	\$321.50
	Invoice		Date	Description		Amount
	2013-00000541		03/11/2013	Quarterly Grant Payments		\$321.50

City Checks Issued 3/22/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72483	03/22/2013 Invoice 38629 38706	Open	Date 03/08/2013 03/13/2013	Description Public Records Request Expense Copies for Legal Claim	WATSONVILLE BLUEPRINT	\$70.42 \$35.21 \$35.21
72484	03/22/2013 Invoice 9	Open	Date 03/14/2013	Description Feb-Mar2013 Interim CDD	WESTMAN, SUSAN	\$9,216.00 \$9,216.00
72485	03/22/2013 Invoice 2355408	Open	Date 03/12/2013	Description batteries for parking meters	WILSON, LORRIE	\$291.15 \$291.15
72486	03/22/2013 Invoice 2013-00000554	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant payment	WOMEN'S CRISIS SUPPORT	\$885.75 \$885.75
72487	03/22/2013 Invoice 2013-00000563	Open	Date 03/11/2013	Description FY12/13 Quarterly Grant Payment	WOMENCARE	\$548.75 \$548.75
72488	03/22/2013 Invoice 2013-00000577	Open	Date 03/08/2013	Description Minium,Evans,Sandretti traffic school	Allan Hancock College	\$465.00 \$465.00
72489	03/22/2013 Invoice 2013-00000576	Open	Date 03/13/2013	Description Tree Permit Deposit Refund #13-018	Kreb, Milton	\$500.00 \$500.00
72490	03/22/2013 Invoice 2013-00000580	Open	Date 03/20/2013	Description Class refund	Lindeke, Keith	\$54.00 \$54.00
72491	03/22/2013 Invoice 2013-00000579	Open	Date 02/24/2013	Description Reimbursed by Cabrillo College, Wilson	The Cliffs	\$469.80 \$469.80
72492	03/22/2013 Invoice 1656Refund	Open	Date 11/07/2011	Description Refund payroll deduction not deposited to	THOMPSON, CHRISTIAN	\$50.00 \$50.00
72493	03/22/2013 Invoice 10d	Open	Date 01/20/2012	Description Bay Ave Sr Apt Relocation Pmt Fund 1371, HOME Grant	Robles, Stella	\$1,175.00 \$1,175.00
Check Totals:				Count	95	TOTAL \$227,345.01

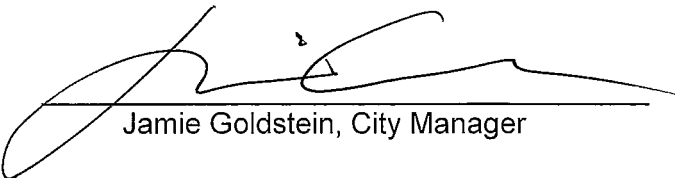
Checks dated 3/29/13 numbered 72494 to 72511 for a total of \$15,041.70 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 3/29/13 the unaudited cash balance is \$1,732,914.

CASH POSITION - CITY OF CAPITOLA 3/29/13

	<u>Net Balance</u>
General Fund	357,667
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	31,225
Self Insurance Liability Fund	171,331
Stores Fund	(4,609)
Information Technology Fund	64,718
Equipment Replacement	112,200
Compensated Absences Fund	13,356
Public Employee Retirement - PERS	-
Open Space Fund	256
Capital Improvement Projects	315,124
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,732,914</u></u>

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



 Jamie Goldstein, City Manager

3/29/2013

 Date

 Kymberly V. DeWitt, City Treasurer

 Date

City Checks Issued 3/29/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72494	03/29/2013	Open			CALIFORNIA COAST UNIFORM COMPANY	\$97.32
	Invoice		Date	Description		Amount
	1191		03/05/2013	Uniform Expense, Moreno		\$9.71
	1188		03/05/2013	Uniform Exp, Explorer Osbourne		\$62.82
	1189		03/05/2013	Uniform Expense, E. Gonzalez		\$24.79
72495	03/29/2013	Open			Charter Communications	\$135.00
	Invoice		Date	Description		Amount
	0198562-Apr12		03/11/2013	Internet Access, 3/20 to 4/19/13 Fund 2211 ISF IT		\$135.00
72496	03/29/2013	Open			CLEAN SOURCE	\$236.55
	Invoice		Date	Description		Amount
	1332393-01		03/05/2013	Cleaning Supplies		\$236.55
72497	03/29/2013	Open			EVANS, KRAIG	\$653.45
	Invoice		Date	Description		Amount
	EVANS20130314		03/14/2013	Training Reimbursement - POST		\$653.45
72498	03/29/2013	Open			EWING IRRIGATION	\$55.08
	Invoice		Date	Description		Amount
	5946762		03/01/2013	Irrigation Supplies, Esplanade		\$55.08
72499	03/29/2013	Open			FEDERAL EXPRESS	\$61.28
	Invoice		Date	Description		Amount
	2-207-47085		03/15/2013	Shipping Exp		\$61.28
72500	03/29/2013	Open			FLYERS ENERGY, LLC	\$4,398.81
	Invoice		Date	Description		Amount
	13-829582		03/15/2013	938 Gal Ethanol		\$3,896.16
	13-829583		03/22/2013	120 Gal Diesel		\$502.65
72501	03/29/2013	Open			FLYNN, CAROLYN	\$3,190.00
	Invoice		Date	Description		Amount
	CBF-2-2013		02/28/2013	Professional Services 2/1/13-2/28/13 1313 Gen Plan 1350 CDBG Grants 1351 CDBG Program Income 1372 HSG Trust Fund		\$3,190.00
72502	03/29/2013	Open			LC ACTION POLICE SUPPLY, LTD	\$3,710.70
	Invoice		Date	Description		Amount
	292962		03/13/2013	Ammunition-PD		\$3,710.70
72503	03/29/2013	Open			MID-COUNTY AUTO SUPPLY	\$101.83
	Invoice		Date	Description		Amount
	333205		02/28/2013	Auto Parts, Shop Equipment		\$17.29
	333197		02/28/2013	Auto Parts, Shop Equipment		\$70.48
	333589		03/04/2013	Gloves, Shop Use		\$14.06
72504	03/29/2013	Open			MINIUM, KELLY	\$654.42
	Invoice		Date	Description		Amount
	MINIUM20130316		03/16/2013	Training Reimbursement - POST		\$654.42

City Checks Issued 3/29/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount	
72505	03/29/2013	Open			MORENO, LEO	\$261.14	
	Invoice MORENO20130327		Date 03/27/2013	Description Training Reimbursement - POST		Amount \$261.14	
72506	03/29/2013	Open			ORCHARD SUPPLY HARDWARE	\$39.04	
	Invoice 6009-2548597		Date 03/18/2013	Description Cement, Rispin Trail repair		Amount \$39.04	
72507	03/29/2013	Open			PALACE ART & OFFICE SUPPLIES	\$119.42	
	Invoice 8880760-0		Date 03/05/2013	Description Museum Misc. Supplies		Amount \$93.38	
	8883710-0		03/14/2013	Museum Misc. Supplies		\$26.04	
72508	03/29/2013	Open			PUBLIC ENGINES, INC./CRIME REPORTS	\$597.00	
	Invoice 17506		Date 03/01/2013	Description Command Central Subscription, 4/13 to 6/13		Amount \$597.00	
72509	03/29/2013	Open			ROM, HILLEL	\$487.00	
	Invoice 2013-00000583		Date 03/22/2013	Description Sports Official Feb 20 to March 20 2013 Futsal		Amount \$487.00	
72510	03/29/2013	Open			SANTA CRUZ ELECTRONICS, INC.	\$48.66	
	Invoice 400366		Date 03/04/2013	Description IT Supplies 2211 ISF IT		Amount \$48.66	
72511	03/29/2013	Open			TOTLCOM	\$195.00	
	Invoice 213972		Date 03/14/2013	Description Phone Service 2211 ISF IT		Amount \$195.00	
Check Totals:				Count	18	Total	\$15,041.70

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Checks dated 4/5/13 numbered 72512 to 72610 plus one EFT for a total of \$169,550.94 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 4/5/13 the unaudited cash balance is \$1,833,835

CASH POSITION - CITY OF CAPITOLA 4/5/13

	<u>Net Balance</u>
General Fund	470,576
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	31,225
Self Insurance Liability Fund	171,331
Stores Fund	(5,301)
Information Technology Fund	64,722
Equipment Replacement	112,200
Compensated Absences Fund	13,356
Public Employee Retirement - PERS	-
Open Space Fund	256
Capital Improvement Projects	303,824
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,833,835</u></u>

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



 Tori Hannah, Finance Director

4/5/2013

 Date

 Kymberly V. DeWitt, City Treasurer

 Date

City Checks Issued 4/5/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72512	04/05/2013	Open			A TOOL SHED	\$80.00
	Invoice		Date	Description		Amount
	890351-5		03/26/2013	Auger - Grand Ave.		\$80.00
72513	04/05/2013	Open			ADAMS, BECKY	\$180.70
	Invoice		Date	Description		Amount
	2013-00000587		04/01/2013	Early Spring Instructor Payments 2013		\$180.70
72514	04/05/2013	Voided		04/05/2013	AFLAC	\$0.00
	Invoice		Date	Description		Amount
	AFLAC-Mar2013		03/20/2013	Supple Health Ins Payment, Employee Funded		\$466.76
	991680		04/01/2013	Mar2013 Supplemental Health Ins, Employee		\$466.76
72515	04/05/2013	Open			ALLSAFE LOCK COMPANY	\$28.15
	Invoice		Date	Description		Amount
	44661		04/01/2013	Keys		\$28.15
72516	04/05/2013	Open			AUTOMATED TEST ASSOCIATES	\$25.00
	Invoice		Date	Description		Amount
	39687		03/22/2013	Meter Reading, Wharf Mar 2013		\$25.00
				Fund 1311, Wharf Fund		
72517	04/05/2013	Open			BARRETT, SHARON	\$78.00
	Invoice		Date	Description		Amount
	2013-00000588		04/01/2013	Early Spring Instructor Payments 2013		\$78.00
72518	04/05/2013	Open			BAY PHOTO LAB	\$752.25
	Invoice		Date	Description		Amount
	3009777		03/07/2013	Museum Display Expense		\$335.60
	3016920		03/12/2013	Museum Display Expense		\$64.40
	3016921		03/12/2013	Museum Display Expense		\$52.17
	3016893		03/12/2013	Museum Display Expense		\$175.63
	3014899		03/11/2013	Print Mounting, Museum Displays		\$107.06
	3012986		03/08/2013	Digital Copywork, Museum Display Exp		\$17.39
72519	04/05/2013	Open			BETZ, SHERRI	\$3,363.10
	Invoice		Date	Description		Amount
	2013-00000589		04/01/2013	Early Spring Instructor Payments 2013		\$3,363.10
72520	04/05/2013	Open			BIG CREEK LUMBER	\$123.12
	Invoice		Date	Description		Amount
	6740		03/11/2013	Repair & Maint, Rispin		\$123.12
72521	04/05/2013	Open			CA DEPT OF CONSERVATION	\$470.44
	Invoice		Date	Description		Amount
	Q1CY2013		04/01/2013	Strong Motion Inst. & Seismic Mapping		\$470.44
72522	04/05/2013	Open			CALIFORNIA COAST UNIFORM	\$110.67
	Invoice		Date	Description		Amount
	1207		03/07/2013	Uniform Expense, Escalante		\$110.67

City Checks Issued 4/5/2013

Invoice Number	Date	Status	Description	Amount
72523	04/05/2013	Open	CALIFORNIA LAW ENFORCEMENT	\$514.50
Invoice	Date		Description	Amount
Apr2013	03/20/2013		Long Term Disability Ins, PD	\$514.50
72524	04/05/2013	Open	CAPITOLA PEACE OFFICERS	\$985.50
Invoice	Date		Description	Amount
POA4-5-13	04/05/2013		POA Dues, Employee Funded	\$985.50
72525	04/05/2013	Open	CERTIFIED FOLDER DISPLAY	\$4,430.65
Invoice	Date		Description	Amount
460461	03/08/2013		BIA Brochure Distribution Fund 1321, BIA	\$4,430.65
72526	04/05/2013	Open	CHARLEBOIS, FREDERIC	\$5,283.50
Invoice	Date		Description	Amount
2013-00000597	04/01/2013		Early Spring Instructor Payments 2013	\$5,283.50
72527	04/05/2013	Open	CHEAPER THAN DIRT	\$1,975.99
Invoice	Date		Description	Amount
8850500	03/12/2013		Ammunition, PD	\$1,975.99
72528	04/05/2013	Open	CLEAN SOURCE	\$888.32
Invoice	Date		Description	Amount
1339643	03/08/2013		Cleaning Supplies	\$888.32
72529	04/05/2013	Open	COASTWIDE ENVIRONMENTAL	\$12,550.00
Invoice	Date		Description	Amount
8807-1	03/15/2013		Pacific Cove Mobile Home Coach Asbestos Fund 1420, Pac Cove Bond	\$12,550.00
72530	04/05/2013	Open	COMMUNITY PRINTERS	\$1,370.85
Invoice	Date		Description	Amount
7984011	03/08/2013		Winter City Newsletter	\$1,370.85
72531	04/05/2013	Open	COMMUNITY TREE SERVICE &	\$1,600.00
Invoice	Date		Description	Amount
264	03/18/2013		Tree Trimming, Park & Kennedy	\$1,600.00
72532	04/05/2013	Open	D & M TRAFFIC SERVICES	\$97.97
Invoice	Date		Description	Amount
36718	02/26/2013		Traffic Signs Fund 1310, Gas Tax	\$97.97
72533	04/05/2013	Open	DE LAGE LANDEN FINANCIAL	\$351.59
Invoice	Date		Description	Amount
17461928	04/01/2013		Lease Payment, City Hall Copier Fund 2210, Stores	\$351.59
72534	04/05/2013	Open	DICKS, CHUCK	\$234.65
Invoice	Date		Description	Amount
2013-00000590	04/01/2013		Early Spring Instructor Payments 2013	\$234.65
72535	04/05/2013	Open	ELECTRO SPECIALTIES	\$181.99
Invoice	Date		Description	Amount
91357	03/20/2013		Terminals and Ties, Fleet	\$181.99

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount	
72536	04/05/2013	Open	EVANS, PAT	\$234.65	
Invoice	Date		Description	Amount	
2013-00000592	04/01/2013		Early Spring Instructor Payments 2013	\$234.65	
72537	04/05/2013	Open	EWING IRRIGATION	\$261.91	
Invoice	Date		Description	Amount	
6001031	03/12/2013		Landscape Supplies, Jade St park	\$125.16	
6013454	03/14/2013		Irrigation supplies - medians	\$8.38	
6048561	03/21/2013		Irrigation supplies	\$19.94	
6048562	03/21/2013		Irrigation supplies	\$18.90	
6070330	03/26/2013		Irrigation supplies	\$89.53	
72538	04/05/2013	Open	EXTRA SPACE STORAGE OF SC INC	\$303.00	
Invoice	Date		Description	Amount	
Apr 2013	03/24/2013		storage-PD	\$303.00	
72539	04/05/2013	Open	FAIA, MICHELE	\$637.00	
Invoice	Date		Description	Amount	
2013-00000593	04/01/2013		Early Spring Instructor Payments 2013	\$637.00	
72540	04/05/2013	Open	FITZGERALD, AIMEE	\$358.15	
Invoice	Date		Description	Amount	
2013-00000594	04/01/2013		Early Spring Instructor Payments 2013	\$358.15	
72541	04/05/2013	Open	FLYERS ENERGY, LLC	\$1,186.77	
Invoice	Date		Description	Amount	
13-831478	03/22/2013		125 Gal Diesel	\$535.90	
13-829962	03/21/2013		Oil	\$650.87	
72542	04/05/2013	Voided	Incorrect Pmt Code 04/05/2013	FLYNN, CAROLYN	\$0.00
Invoice	Date		Description	Amount	
CBF-3-2013	04/03/2013		Professional Services 3/1-3/29/13	\$3,860.00	
72543	04/05/2013	Open	FOJACO, HANYA	\$791.70	
Invoice	Date		Description	Amount	
2013-00000595	04/01/2013		Early Spring Instructor Payments 2013	\$791.70	
72544	04/05/2013	Open	FRANCA, CLAUDIO	\$78.00	
Invoice	Date		Description	Amount	
2013-00000596	04/01/2013		Early Spring Instructor Payments 2013	\$78.00	
72545	04/05/2013	Open	GEDDES, SESE EGAN	\$88.40	
Invoice	Date		Description	Amount	
2013-00000591	04/01/2013		Early Spring Instructor Payments 2013	\$88.40	
72546	04/05/2013	Open	GRANITE ROCK COMPANY	\$603.17	
Invoice	Date		Description	Amount	
750193	03/09/2013		Granite Patch	\$603.17	
			Fund 1310, Gas Tax		
72547	04/05/2013	Open	GROWING UP IN SANTA CRUZ	\$420.00	
Invoice	Date		Description	Amount	
1080	04/01/2013		Display Ad, Camp Capitola	\$420.00	

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72548	04/05/2013	Open	HARRELL, ADRIENNE	\$906.75
Invoice	Date		Description	Amount
2013-00000598	04/01/2013		Early Spring Instructor Payments 2013	\$906.75
72549	04/05/2013	Open	HOSE SHOP	\$788.87
Invoice	Date		Description	Amount
355685	03/20/2013		Hoses for Loader	\$788.87
72550	04/05/2013	Open	HUB INTERNATIONAL OF CA	\$100.18
Invoice	Date		Description	Amount
March 2013	04/01/2013		Insurance for CommCtr rentals	\$100.18
72551	04/05/2013	Open	ICMA RETIREMENT TRUST 457	\$4,589.59
Invoice	Date		Description	Amount
ICMA-4-5-13	04/05/2013		Retirement Contribution, Employee Funded	\$4,589.59
72552	04/05/2013	Open	J W EBERT CORP	\$11,300.00
Invoice	Date		Description	Amount
Retention	03/29/2013		Noble Gulch Pipeline Repair Project - Retention	\$10,200.00
Retention2	03/29/2013		Nobel Gulch Pipeline Repair Project retention	\$1,100.00
			Fund 1200, CIP	
72553	04/05/2013	Open	JIM CLARK BACKFLOW	\$601.61
Invoice	Date		Description	Amount
31913	03/19/2013		Backflow testing	\$601.61
72554	04/05/2013	Open	JOHNSTON, DAVID L.	\$218.40
Invoice	Date		Description	Amount
2013-00000600	04/01/2013		Early Spring Instructor Payments 2013	\$218.40
72555	04/05/2013	Open	KAPLAN, PHIL	\$559.00
Invoice	Date		Description	Amount
2013-00000601	04/01/2013		Early Spring Instructor Payments 2013	\$559.00
72556	04/05/2013	Open	KING'S CLEANERS	\$512.75
Invoice	Date		Description	Amount
3/11/13	03/11/2013		Uniform Cleaning-PD	\$512.75
72557	04/05/2013	Open	KINNAMON, LORRAINE	\$152.10
Invoice	Date		Description	Amount
2013-00000602	04/01/2013		Early Spring Instructor Payments 2013	\$152.10
72558	04/05/2013	Open	LABORMAX STAFFING	\$1,610.79
Invoice	Date		Description	Amount
26-20648	03/22/2013		Temp Labor, Corp Yd	\$1,610.79
72559	04/05/2013	Open	LLOYD'S TIRE SERVICE INC.	\$1,160.24
Invoice	Date		Description	Amount
243029	03/11/2013		Tires for PW Bobcat Loader	\$485.03
242894	03/08/2013		Tires, PW F-150 PU	\$675.21
72560	04/05/2013	Open	LUCAS, SAMANTHA	\$174.00
Invoice	Date		Description	Amount
2013-00000603	04/01/2013		Early Spring Instructor Payments 2013	\$174.00

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72561	04/05/2013	Open	MAC LAUGHLIN, DAWN	\$479.70
Invoice	Date		Description	Amount
2013-00000604	04/01/2013		Early Spring Instructor Payments 2013	\$479.70
72562	04/05/2013	Open	MARRUJO, SANDY	\$296.40
Invoice	Date		Description	Amount
2013-00000605	04/01/2013		Early Spring Instructor Payments 2013	\$296.40
72563	04/05/2013	Open	MATTERN, MARK	\$800.80
Invoice	Date		Description	Amount
2013-00000586	04/01/2013		Early Spring Instructor Payments 2013	\$800.80
72564	04/05/2013	Open	MCCUTCHEN, SUELLEN	\$214.50
Invoice	Date		Description	Amount
2013-00000606	04/01/2013		Early Spring Instructor Payments 2013	\$214.50
72565	04/05/2013	Open	MCLAUGHLIN, MARY	\$479.70
Invoice	Date		Description	Amount
2013-00000607	04/01/2013		Early Spring Instructor Payments 2013	\$479.70
72566	04/05/2013	Open	McMENAMIN, GEORGE	\$712.50
Invoice	Date		Description	Amount
13	03/26/2013		Riparian Restoration	\$712.50
72567	04/05/2013	Open	MELLO, BRUCE, G.	\$228.15
Invoice	Date		Description	Amount
2013-00000608	04/01/2013		Early Spring Instructor Payments 2013	\$228.15
72568	04/05/2013	Open	MILES, MITCHELL, A.	\$719.55
Invoice	Date		Description	Amount
2013-00000609	04/01/2013		Early Spring Instructor Payments 2013	\$719.55
72569	04/05/2013	Open	MISSION LINEN SUPPLY	\$992.47
Invoice	Date		Description	Amount
Mar2013	04/01/2013		March 2013 Mat, Mop, and Coverall Cleaning	\$992.47
72570	04/05/2013	Open	MONIZ, CHARMAINE	\$100.75
Invoice	Date		Description	Amount
2013-00000610	04/01/2013		Early Spring Instructor Payments 2013	\$100.75
72571	04/05/2013	Open	MORRISON, EDWARD	\$2,500.00
Invoice	Date		Description	Amount
9	04/01/2013		FY 12/13 Inspections, PW	\$2,500.00
72572	04/05/2013	Open	MORRISSEY, YOSHIE	\$148.20
Invoice	Date		Description	Amount
2013-00000611	04/01/2013		Early Spring Instructor Payments 2013	\$148.20
72573	04/05/2013	Open	MORRONE'S DRAPERIES	\$62.63
Invoice	Date		Description	Amount
24169	03/27/2013		Repair drapes, Rec Center	\$62.63

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72574	04/05/2013	Open	NATIVE REVIVAL NURSERY	\$162.54
Invoice 36074	Date 03/20/2013		Description Landscape Supplies, Jade St Park	Amount \$162.54
72575	04/05/2013	Open	NORTH BAY FORD	\$31.43
Invoice 233892	Date 03/15/2013		Description Switch Assy, PD082	Amount \$31.43
72576	04/05/2013	Open	OFFUTT, MELISSA	\$208.00
Invoice 2013-00000612	Date 04/01/2013		Description Early Spring Instructor Payments 2013	Amount \$208.00
72577	04/05/2013	Open	ORCHARD SUPPLY HARDWARE	\$98.27
Invoice 20130314	Date 03/14/2013		Description Maint Supplies	Amount \$9.66
6005-2437034	03/14/2013		Hardware for PD Chevy Impala	\$10.37
6014-1027442	03/18/2013		Maint Supplies, New Brighton Gym	\$13.01
6013-1117742	03/22/2013		Drill Bit	\$13.01
6011-2540955	03/19/2013		Primer, Rispin Handrail	\$18.62
6013-7827748	03/22/2013		Paint, Vandalism Repair	\$6.49
3/21/13	03/21/2013		Supplies	\$27.11
72578	04/05/2013	Open	PALACE ART & OFFICE SUPPLIES	\$477.86
Invoice 204653	Date 03/13/2013		Description Office Supplies, City Hall	Amount \$5.99
205027	03/15/2013		Office Supplies, City Hall	\$62.59
205027-1	03/18/2013		Office supplies, City Hall	\$29.64
204632	03/13/2013		paper-PD	\$93.09
204491	03/13/2013		Supplies, Rec	\$15.02
C200932	03/15/2013		Returned paper, City Hall	(\$10.83)
8885836-0	03/20/2013		Museum Misc. Supplies	\$26.04
206051-0	03/26/2013		Misc Supplies	\$57.52
206244-0	03/25/2013		Office Supplies	\$33.96
8888201-0	03/26/2013		Office Supplies	\$17.33
4001459-0	03/26/2013		Office Supplies	\$34.73
206554	03/27/2013		Office Supplies, City Hall	\$112.78
72579	04/05/2013	Open	PANARO, YVONNE	\$163.80
Invoice 2013-00000613	Date 04/01/2013		Description Early Spring Instructor Payments 2013	Amount \$163.80
72580	04/05/2013	Open	PERFORMANCE PAINTING CO.	\$300.00
Invoice 478392	Date 03/28/2013		Description Office Painting, Planning Dept	Amount \$300.00
72581	04/05/2013	Open	PHANTON, FRANK	\$2,917.00
Invoice 20130325	Date 03/25/2013		Description Architectural Svcs, Pac Cove Restroom &	Amount \$2,917.00
72582	04/05/2013	Open	PODS ENTERPRISES INC.	\$161.66
Invoice 050-326125	Date 03/15/2013		Description April 2013	Amount \$161.66

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72583	04/05/2013	Open	POT, TRENISE	\$935.35
Invoice	Date		Description	Amount
2013-00000614	04/01/2013		Early Spring Instructor Payments 2013	\$935.35
72584	04/05/2013	Open	ProBUILD COMPANY LLC	\$295.03
Invoice	Date		Description	Amount
5703282	03/12/2013		Maint Supplies, City Hall	\$35.04
5700892	03/04/2013		Shop Supplies & Street Grinding	\$249.18
5704823	03/18/2013		Maint supplies, Council Chambers	\$10.81
72585	04/05/2013	Open	SCC CLERK-ELECTIONS DEPT	\$12,992.49
Invoice	Date		Description	Amount
12-0019	03/14/2013		Nov 2012 Election Materials	\$12,992.49
72586	04/05/2013	Open	SANTA CRUZ MUNICIPAL UTILITIES	\$566.00
Invoice	Date		Description	Amount
Feb-Mar2013	03/21/2013		WATER BILLS FOR STREET MEDIANS	\$566.00
72587	04/05/2013	Open	SEE-CABARGA, DIANE	\$676.65
Invoice	Date		Description	Amount
2013-00000615	04/01/2013		Early Spring Instructor Payments 2013	\$676.65
72588	04/05/2013	Open	SIEMENS INDUSTRY INC.	\$2,800.00
Invoice	Date		Description	Amount
400095224	03/13/2013		41st & Brommer, Detector Replacement	\$2,800.00
			Fund 1310, Gas Tax	
72589	04/05/2013	Open	SMITH, BRET	\$376.85
Invoice	Date		Description	Amount
20130315	03/15/2013		Museum Sub-floor	\$376.85
72590	04/05/2013	Open	SOQUEL CREEK ANIMAL HOSPITAL	\$1,079.37
Invoice	Date		Description	Amount
25547	03/19/2013		Vet bill for Rukus	\$911.88
25564	03/20/2013		Rukus Microchipped	\$167.49
72591	04/05/2013	Open	SOQUEL CREEK WATER DISTRICT	\$3,952.19
Invoice	Date		Description	Amount
Jan-Mar2013	03/12/2013		Jan-Mar 2013 Irrigation Water Usage	\$3,190.11
Jan-Mar2013-Late	03/20/2013		Semi-monthly water use (late)	\$762.08
			Fund 1000, Gen	
			Fund 1311, Wharf	
			Fund=\$465.95	
72592	04/05/2013	Open	SPRING VALLEY WHOLESAL	\$257.69
Invoice	Date		Description	Amount
3802	03/11/2013		Plants, Jade Street Park	\$257.69
72593	04/05/2013	Open	STAPLES	\$284.31
Invoice	Date		Description	Amount
9238359634	03/13/2013		Monitor	\$284.31
			Fund 2211, IT	
72594	04/05/2013	Open	SUMMIT UNIFORM CORP	\$143.39
Invoice	Date		Description	Amount
2494	03/11/2013		Uniform Expense, Vazquez-PD	\$143.39

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72595	04/05/2013	Open	SWIFT, CAROLYN	\$25.74
Invoice	Date		Description	Amount
Swift-20130311	03/10/2013		Museum	\$25.74
72596	04/05/2013	Open	THE INTERNET CONNECTION INC.	\$150.00
Invoice	Date		Description	Amount
3917-16128	04/02/2013		Apr Internet Access	\$150.00
72597	04/05/2013	Open	THOMPSON, HEATHER	\$37.70
Invoice	Date		Description	Amount
2013-00000616	04/01/2013		Early Spring Instructor Payments 2013	\$37.70
72598	04/05/2013	Open	TIMES PUBLISHING GROUP	\$350.00
Invoice	Date		Description	Amount
44777	03/26/2013		Display Ad, Camp Capitola	\$350.00
72599	04/05/2013	Open	TLC ADMINISTRATORS, INC.	\$8,833.23
Invoice	Date		Description	Amount
93030-Apr2013	04/01/2013		Dental & Vision Ins, Employee Funded	\$8,833.23
72600	04/05/2013	Open	TSCHANTZ, KIM CARLOS	\$1,000.00
Invoice	Date		Description	Amount
1	04/01/2013		Professional Services 3/21/13 - 3/29/13	\$1,000.00
72601	04/05/2013	Open	UNITED PARCEL SERVICE	\$133.14
Invoice	Date		Description	Amount
954791123	03/23/2013		March 23 2013	\$106.04
954791113	03/16/2013		March 16 2013	\$27.10
72602	04/05/2013	Open	UPEC LIUNA LOCAL 792	\$972.00
Invoice	Date		Description	Amount
UPEC4-5-13	04/05/2013		Union Dues, Employee Funded	\$972.00
72603	04/05/2013	Open	US Bank Institutional Trust-Western	\$327.45
Invoice	Date		Description	Amount
PARS4-5-13	04/01/2013		Retirement Contribution, Employee Funded	\$327.45
72604	04/05/2013	Open	WATSONVILLE BLUEPRINT	\$31.79
Invoice	Date		Description	Amount
39048	04/01/2013		Prints-126 Cabrillo/Dewitt	\$31.79
72605	04/05/2013	Open	WEINSTEIN, JOHANNA	\$312.00
Invoice	Date		Description	Amount
2013-00000599	04/01/2013		Early Spring Instructor Payments 2013	\$312.00
72606	04/05/2013	Open	WESTMAN, SUSAN	\$2,304.00
Invoice	Date		Description	Amount
10	04/05/2013		3/19 - 3/28/2013 interim CDD	\$2,304.00
72607	04/05/2013	Open	ZEE MEDICAL SERVICE CO.	\$113.33
Invoice	Date		Description	Amount
66578771	03/22/2013		First Aid Supplies, Corp Yd	\$113.33

City Checks Issued 4/5/2013

Invoice #	Date	Status	Description	Amount
72608	04/05/2013	Open	AFLAC	\$466.76
991680	04/01/2013		Mar2013 Supplemental Health Ins, Employee	\$466.76
72609	04/05/2013	Open	FLYNN, CAROLYN	\$3,220.00
CBF-3-2013-2	03/29/2013		Professional Services 3/1-3/29/13-2	\$3,220.00
72610	04/05/2013	Open	FLYNN, CAROLYN	\$640.00
CBF3-2013c	03/29/2013		Affordable Housing Successor Agcy services	\$640.00
201304	04/05/2013	Open	CalPERS Health Insurance	\$50,704.60
Apr2013	03/15/2013		April 2013 Health Ins, Employee Funded	\$50,704.60
Type Check Totals:				98
				Total \$169,550.94

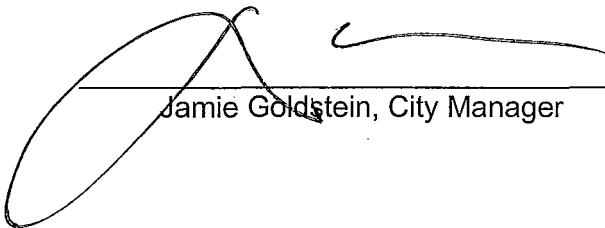
Checks dated 4/12/13 numbered 72611 to 72665 for a total of \$103,664.64 have been reviewed and authorized for distribution by the City Manager and City Treasurer.

As of 4/12/13 the unaudited cash balance is \$1,987,037

CASH POSITION - CITY OF CAPITOLA 4/12/13

	<u>Net Balance</u>
General Fund	629,426
Contingency Reserve Fund	671,646
Worker's Comp. Ins. Fund	31,225
Self Insurance Liability Fund	170,571
Stores Fund	(7,398)
Information Technology Fund	62,191
Equipment Replacement	111,941
Compensated Absences Fund	13,356
Public Employee Retirement - PERS	-
Open Space Fund	256
Capital Improvement Projects	303,824
TOTAL GENERAL FUND & COUNCIL DESIGNATED FUNDS	<u><u>1,987,037</u></u>

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



 Jamie Goldstein, City Manager

4/12/2013

 Date

 Kymberly V. DeWitt, City Treasurer

 Date

City Checks Issued 4/12/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72611	04/12/2013 Invoice 44671	Open	Date 03/29/2013	Description Keys, John Deere Mower	ALLSAFE LOCK COMPANY	\$6.50
72612	04/12/2013 Invoice 21513	Open	Date 02/03/2013	Description July to Dec 2012	AMERICAN TRAFFIC SOLUTIONS, INC	\$37,340.06
72613	04/12/2013 Invoice 1040-Mar13	Open	Date 04/05/2013	Description Mar 2013 Legal Services	ATCHISON, BARISONE, & CONDOTTI	\$12,288.88
72614	04/12/2013 Invoice 3025270	Open	Date 03/18/2013	Description Museum Display Expense	BAY PHOTO LAB	\$25.01
72615	04/12/2013 Invoice 962883	Open	Date 04/04/2013	Description Fingerprints	CA DEPARTMENT OF JUSTICE	\$64.00
72616	04/12/2013 Invoice 2471	Open	Date 03/20/2013	Description E-Waste banner update	CADILLAC DESIGNS INC.	\$81.12
72617	04/12/2013 Invoice 1252	Open	Date 03/16/2013	Description Uniform Exp, Thompson	CALIFORNIA COAST UNIFORM CO	\$64.88
72618	04/12/2013 Invoice 136	Open	Date 04/04/2013	Description Contract Support, Q4 FY2012/13	CAPITOLA-SOQUEL CHAMBER OF COMMERCE	\$5,625.00
72619	04/12/2013 Invoice 15624-Mar2013	Open	Date 03/31/2013	Description Animal Control Expense, Mar2013	CHANTICLEER VET HOSPITAL	\$725.70
72620	04/12/2013 Invoice Refund PEG	Open	Date 04/05/2013	Description Refund PEG fees not intended for Capitola Fund 1320, PEG	Charter Communications	\$1,495.04
72621	04/12/2013 Invoice Grant AL377	Open	Date 01/18/2013	Description DUI enforcement operation Dec 2012	CITY OF SCOTTS VALLEY	\$1,220.84
72622	04/12/2013 Invoice 32533853	Open	Date 03/11/2013	Description Fuel Charges-PD	CONOCO-PHILLIPS FLEET SERVICES	\$870.89
72623	04/12/2013 Invoice 20130317	Open	Date 03/27/2013	Description Office supplies-PD	CVS PHARMACY INC.	\$22.31

City Checks Issued 4/12/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72624	04/12/2013 Invoice 202473	Open	Date 03/31/2013	Description Security fence at PCMHP	D & G SANITATION	\$77.94
72625	04/12/2013 Invoice D-13316	Open	Date 03/16/2013	Description Newsletter Mailing	D-MAIL INC.	\$453.52
72626	04/12/2013 Invoice 20130321	Open	Date 04/05/2013	Description Reimb travel exp, PD	DALLY, ANDREW	\$124.01
72627	04/12/2013 Invoice IN000009247	Open	Date 03/18/2013	Description Mobile Devices Annual Fee Fund 2211, Info Technology	FIBERLINK COMMUNICATIONS CORP.	\$2,400.00
72628	04/12/2013 Invoice 103564	Open	Date 03/29/2013	Description Quarterly HVAC Maint, PD	Geo. H. Wilson, Inc.	\$285.00
72629	04/12/2013 Invoice 107887	Open	Date 03/19/2013	Description Successor Agency Consultations	GOLDFARB & LIPMAN, LLP	\$648.00
72630	04/12/2013 Invoice 20130402	Open	Date 04/04/2013	Description General supplies-PD	GONZALEZ, ESMERALDA	\$178.74
72631	04/12/2013 Invoice 142001	Open	Date 02/27/2013	Description Annual Membership, Fin Director	GOV'T FINANCE OFFICERS ASSOC	\$190.00
72632	04/12/2013 Invoice 355638	Open	Date 03/19/2013	Description Hose Assy & Cable Ties, Corp Yd	HOSE SHOP	\$346.40
72633	04/12/2013 Invoice 50232251	Open	Date 03/26/2013	Description Batteries, F-800 Dump Truck & KZ1000 M	INTERSTATE BATTERY SYS OF SAN JOSE INC	\$148.54
72634	04/12/2013 Invoice 184225	Open	Date 04/02/2013	Description Rec Copier Contract#C12683-01	KBA Docusys	\$25.90
72635	04/12/2013 Invoice 20130410	Open	Date 04/05/2013	Description Design Stage, Village Kiosk Fund 1315, Public Art	KIMBERLY P CHAVEZ	\$600.00

City Checks Issued 4/12/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72636	04/12/2013	Open			LABORMAX STAFFING	\$3,815.34
	Invoice		Date	Description		Amount
	26-20919		04/05/2013	Corp Yd Temp Labor, 2 Maint Workers		\$1,896.67
	26-20778		03/29/2013	Corp Yd Temp Labor, 2 Maint Workers		\$1,918.67
72637	04/12/2013	Open			LANSING, KAREN	\$300.00
	Invoice		Date	Description		Amount
	20130329		03/29/2013	3/6/13 Critical incident stress debriefing		\$300.00
72638	04/12/2013	Open			LEHR AUTO ELECTRIC & EMERGENCY EQUIP	\$258.84
	Invoice		Date	Description		Amount
	01-081460		03/15/2013	Equipment for vehicle Fund 2212, Equipment Replacement		\$258.84
72639	04/12/2013	Open			LLOYD'S TIRE SERVICE INC.	\$35.00
	Invoice		Date	Description		Amount
	243129		03/13/2013	Flat Repair, Sweeper Fund 1310, Gas Tax		\$35.00
72640	04/12/2013	Open			MID-COUNTY AUTO SUPPLY	\$184.39
	Invoice		Date	Description		Amount
	334741		03/14/2013	Auto parts, Chevy Impala		\$99.02
	334794		03/14/2013	Auto Parts, Chevy Impala		\$1.09
	334669		03/13/2013	Air Filter, PD111		\$21.84
	334760		03/14/2013	Turn Rotors, Chevy Impala		\$40.00
	334685		03/13/2013	Oil, Sweeper, Fund 1310, Gas Tax		\$3.21
	335372		03/19/2013	Sweeper Parts, Fund 1310, Gas Tax		\$5.26
	335311		03/19/2013	Auto Parts, John Deere Loader		\$13.97
72641	04/12/2013	Open			MILLER'S TRANSFER & STORAGE CO	\$261.20
	Invoice		Date	Description		Amount
	84323		04/02/2013	April Storage, March Handling, Records		\$261.20
72642	04/12/2013	Open			ORCHARD SUPPLY HARDWARE	\$311.10
	Invoice		Date	Description		Amount
	6012-4798179		03/28/2013	Cleaning Supplies, Rec Center		\$33.88
	6012-4797624		03/25/2013	Steel		\$28.61
	6007-4765544		03/25/2013	Rollers		\$21.68
	6007-4765603		03/25/2013	Misc.		\$4.33
	6008-3462161		03/25/2013	Cement - Grand Ave.		\$149.12
	6014-1027424		03/18/2013	Perry Park Handrail		\$6.07
	20130318		03/18/2013	Rispin Trail Handrail		\$16.44
	6009-8197974		03/14/2013	Electrical Components, Fund 2211 IT		\$50.97
72643	04/12/2013	Open			PACIFIC GAS & ELECTRIC	\$13,115.30
	Invoice		Date	Description		Amount
	2013-00000625		04/05/2013	Monthly Elec Fund 1000, Gen Fund=\$5293.19 Fund 1300, SLESF=\$96.15 Fund 1310, Gas Tax=\$6676.51 Fund 1311, Wharf Fund=\$1049.45		\$13,115.30
72644	04/12/2013	Open			PACIFIC GAS & ELECTRIC	\$67.19
	Invoice		Date	Description		Amount
	2013-00000626		04/05/2013	Pac Cove MHP Elec and Gas		\$67.19

City Checks Issued 4/12/2013

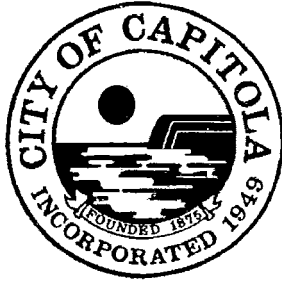
Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72645	04/12/2013	Open			PALACE ART & OFFICE SUPPLIES	\$167.89
	Invoice		Date	Description		Amount
	8887787		03/25/2013	Office Supplies, City hall		\$142.87
	C8887787		04/02/2013	Return Office Supplies, City Hall		(\$65.98)
	8888185		03/26/2013	Art Supplies		\$55.56
	8890706		04/03/2013	Art Supplies		\$35.44
72646	04/12/2013	Open			PITNEY BOWES INC.	\$2,019.99
	Invoice		Date	Description		Amount
	2013-00000584		03/19/2013	POSTAGE		\$2,019.99
				Fund 2210, Stores		
72647	04/12/2013	Open			PRAXAIR DISTRIBUTION INC.	\$246.48
	Invoice		Date	Description		Amount
	45587827		03/18/2013	Welding Supplies, Corp Yd		\$149.53
	45604915		03/20/2013	Gases, Corp Yd		\$96.95
72648	04/12/2013	Open			PRINTWORX	\$1,933.47
	Invoice		Date	Description		Amount
	14890		03/19/2013	BIA Visitor Brochure		\$1,933.47
				Fund 1321, BIA		
72649	04/12/2013	Open			SANTA CLARA COUNTY SHERIFF	\$300.96
	Invoice		Date	Description		Amount
	1800037344		03/21/2013	Coplink Info Sharing Sys, Jul12-Jun13		\$300.96
72650	04/12/2013	Open			SCC INFORMATION SERVICES	\$521.99
	Invoice		Date	Description		Amount
	Apr2013		04/02/2013	April 2013 Open Query SCAN Charges-PC		\$521.99
72651	04/12/2013	Open			SANTA CRUZ FIRE EQUIPMENT CO.	\$236.46
	Invoice		Date	Description		Amount
	93048		03/15/2013	Extinguisher Inspection, Comm Ctr		\$236.46
72652	04/12/2013	Open			SANTA CRUZ SENTINEL	\$877.56
	Invoice		Date	Description		Amount
	2040516-Mar2013		03/31/2013	Mar 2013 Advertising		\$877.56
				Fund 1000, Gen Fund=\$645.02		
				Fund 1420, Pac Cove Bond=\$232.54		
72653	04/12/2013	Open			SCC MUSEUMS' PARTNERSHIP	\$200.00
	Invoice		Date	Description		Amount
	2013		04/05/2013	2013 Membership		\$200.00
72654	04/12/2013	Open			SUMMIT UNIFORM CORP	\$195.53
	Invoice		Date	Description		Amount
	2379		03/05/2013	Uniform Exp, M. Gonzalez-PD		\$195.53
72655	04/12/2013	Open			SWIFT, STEVE	\$27.17
	Invoice		Date	Description		Amount
	20130406		04/05/2013	Reimb Museum Exp, Palace & Costco		\$27.17

City Checks Issued 4/12/2013

Check Number	Invoice Number	Status	Invoice Date	Description	Payee Name	Transaction Amount
72656	04/12/2013 Invoice CACAP12-2014	Open	Date 03/18/2013	Description Volunteers Insurance Coverage renewal Fund 2213, Self-Ins Liability	THE CIMA COMPANIES, INC.	\$760.50
72657	04/12/2013 Invoice 18130	Open	Date 04/04/2013	Description Admin Fee, Cafeteria Plan	TLC ADMINISTRATORS, INC.	\$175.00
72658	04/12/2013 Invoice 954791143 954791133	Open	Date 04/06/2013 03/30/2013	Description Shipping-PD Shipping-PD	UNITED PARCEL SERVICE	\$34.97
72659	04/12/2013 Invoice 224880401 224974105	Open	Date 03/22/2013 03/22/2013	Description Copier Lease, Rec, Contract 500-0332356 Copier Exp, Contract 500-0296803-000	US BANCORP EQUIPMENT FINANCE	\$178.86
72660	04/12/2013 Invoice 2013-1	Open	Date 01/22/2013	Description DUI Checkpoint Grant AL1377, Oct12-Jan	WATSONVILLE POLICE DEPT	\$10,693.43
72661	04/12/2013 Invoice 0144286	Open	Date 03/18/2013	Description Parking Signs Fund 1310, Gas Tax	ZUMAR INDUSTRIES INC.	\$277.74
72662	04/12/2013 Invoice 2013-00000621	Open	Date 04/08/2013	Description Tree Deposit Refund #13-037	Clark, Tim	\$500.00
72663	04/12/2013 Invoice 54609929	Open	Date 04/10/2013	Description Pearson grant training	Grant Management USA	\$595.00
72664	04/12/2013 Invoice 2013-00000624	Open	Date 04/05/2013	Description Refund charge for police report	Maguire, Teresa	\$24.00
72665	04/12/2013 Invoice 2013-00000622	Open	Date 04/09/2013	Description Refund citation	Speakman, Michael	\$41.00

Type Check Totals:

Count 55 Total \$103,664.64



CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: CITY MANAGERS DEPARTMENT

SUBJECT: ART & CULTURAL COMMISSION FY12/13 ANNUAL REPORT

RECOMMENDED ACTION: Approve the Art & Cultural Commission's Fiscal Year 2012/2013 Annual Report.

BACKGROUND: According to Capitola Municipal Code Section 2.56.050, each year the Art & Cultural Commission is required to offer an assessment on the Commissions' annual goals, plans and objectives from the prior year, and recommend for Council approval of the Art & Cultural Commissions' plans for the following year.

DISCUSSION: The Capitola Art & Cultural Commission's purpose is to advise the City Council as to the allocation of public funds for the support and encouragement of existing and new programs in the arts; acquire by purchase, gift or otherwise, works of art subject to City Council approval; initiate, sponsor or direct special programs which will enhance the cultural climate of the City; establish close liaisons with other commissions and civic organizations in order to foster public interest in the arts; and implement the Art & Cultural Master Plan.

In Fiscal Year 2011/2012 the Commission organized many successful events in the community to enhance the cultural and artistic environment of Capitola. Annual events included; 11 Twilight Concerts, three "Movies at the Beach" as well as six "Sunday Art at the Beach" events. The Commission remains an active participant in the children's art events at the Begonia Festival and the Art & Wine Festival.

The Commission also undertook several public art projects. The 41st Avenue Median Project (\$230,000), which began in 2010 and is by far the largest project expected to be completed this fall. In addition, the Esplanade Kiosk Project (\$15,000) is currently underway and will be coming to the City Council in May 2013 for approval. A new Public Art Display Program in City buildings was started in February 2013.

For Fiscal Year 2013/2014 the Commission will continue to offer their annual events but will also be adding a 12th concert to the Twilight Concert series. Planned public art projects include an Art App which would map all of the public art in the City's collection as well as a variety of other Capitola cultural events and possibly additional bronze sculptures within the village area. The Public Art Display Program will also continue and possible expand to other buildings.

FISCAL IMPACT: None

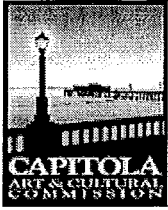
ATTACHMENT:

1. Art & Cultural Commission 2012 Annual Report

Report Prepared By: Kelly Barreto, Administrative Assistant
to the Art & Cultural Commission

Reviewed and Forwarded
By City Manager: _____

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Capitola Art & Cultural Commission
420 Capitola Ave.
Capitola, CA 95010
831-475-7300

CAPITOLA ART & CULTURAL COMMISSION

ANNUAL REPORT 2012-2013

Background:

The Capitola Art & Cultural Commission's purpose is to advise the City Council as to the allocation of public funds for the support and encouragement of existing and new programs in the arts; acquire by purchase, gift or otherwise, works of art subject to City Council approval; initiate, sponsor or direct special programs which will enhance the cultural climate of the City; establish close liaison with other commissions and civic organizations in order to foster public interest in the arts; and implement the Art & Cultural Master Plan.

There are nine members of the commission. Each serves a term of two years. The commission is composed of the following: One (1) City Council Member; One (1) Planning Commissioner; One (1) Artist or Arts Organization Representative Member; One (1) Arts Professional Member and Five (5) "At-Large" Members. Appointments are made by the City Council. The commission is staffed by a ¼ time Administrative Assistant.

The Art & Cultural Commission meetings are on the 2nd Tuesday of the month.

Members for 2013:

Mike Termini (Chair & City Council Representative), Roy Johnson (Vice-Chair & Arts Professional), Karen Nevis (Artist), Nathan Cross (At Large Member), Kim Hogan (At Large Member), Joyce Murphy (At Large Member), Jenny Shelton (At Large Member), James Wallace (At Large Member), & Linda Smith (Planning Commission Rep)

Yearly Highlights-2012: Events & Entertainment:

Twilight Concerts:

Organized the 28th annual Twilight Concerts Series. This annual series offers 11 free concerts in Capitola Village on Wednesday evenings during the summer months. The concerts attract between 1,500-3,000 attendees to each of the free, family friendly events. Every concert is sponsored by a private donor in the amount of \$1,200. Bands were paid between \$1000 and \$1400 depending on the number of members. A sound engineer provides services for these events. Promotion of the concerts includes the distribution of over 10,000 postcards, as well as press releases to the local newspapers. The concerts are also advertised on the City's website and scroll.

Twilight Event Evaluation: The Commission table/t-shirt sales area has continued to be a welcome addition the event set up, offering concert goers and band members an easy way to locate the main information center and volunteers or staff. This staff table also requires the addition of an extra staff person to watch the shirts/money box, decreasing the "roaming" patrols of the beach and park. Public Works support staff employees are very helpful in understanding the timing and duties of the bathroom maintenance, etc.

2012 Sponsors: Paradise Beach Grille, Devcon Construction, Zelda's, Union Bank of California, Gayles Bakery & Rosticceria, Edward Jones-Christine Buechting, Falafel Software, Britannia Arms, Anna Marie Ferrari Garban, Red Tree Properties, Stockton Bridge Grille

Planned/Considered Changes:

- Storage area for Commissions band water bottles, t-shirts, tables and lights, etc.
- Continue to increase the amount of marketing and exposure offered to sponsors

Movies at the Beach:

Organized the 8th annual Movies at the Beach event. The free Movies on the Beach occurred three times a year and regularly attracts 400-800 attendees per event. The movies are sponsored by private donors in the amount of \$1,000 each. The cost of hiring a projectionist and rental of the movies generally runs between \$650 and \$750. The movies are promoted on the postcard, as well as the City website and scroll.

- Movie Event Evaluation: The Commission increased the number of movies to 3 Movies at the Beach events for 2012. All movies were shown on a screen secured to the bandstand stage, offering more of a buffer from the wind. Movies were organized by Art and Cultural Commission and funded through sponsorship by Pizza

My Heart and Green Waste Recovery. A forth movie event was organized by the Begonia Festival. These free family friendly events continue to grow in popularity. The Commission arranges free popcorn for event attendees also.

Sponsors: Green Waste Recovery, Inc. & Pizza My Heart

Planned/Considered Changes:

- Retain the same arrangements with sponsors, number of movies, and staffing from Public Works.
- Through Public Announcements, enlist the help of local media to promote these free events.

Sunday Jazz and Art at the Beach:

Organized Sunday Jazz and Art at the Beach Events. This event runs 6 Sunday's during the summer months. This event is free to attend. The Sunday Art and Music at the Beach program continues to be coordinated by Leslie Fellows. Several artists display and sell their arts. Artists pay for booth rentals, and the funds are used to pay the program coordinator which makes the event cost neutral to the City. The addition of the live music in 2010, required securing sponsors for the music costs.

Music and Art at the Beach Evaluation: The Commission sponsorship committee was able to secure one corporate sponsor to cover all band cost for the 2012 bands. The amount paid to each band \$400 during the 2012 season. This made securing sponsorship much easier. The bands continue to bring in positive reviews from beach goers, selling artist as well as buyers of the Art and Music at the Beach events.

Sponsor: The Fairfield Inn & Suites by Marriott-Capitola

Planned/Considered Changes:

- Maintaining program

Community Enrichment:

- Children's Art Event for the Art & Wine Festival. The Staff, volunteers and the commissioners coordinated an art activity booth for children. This weekend long event attracted over 500 children. The children were offered opportunities to experiment with bubbles, modeling clay, chalk drawings, kelp prints, as well as a tent maze and a train station.
- Children's Art Event for the Begonia Festival-coordinated art event for over 300 children. Offered children an opportunity to create an art piece to take home.

Public Art Project & Improvements:

In 2004, the City Council approved the implementation of a Public Arts Fee. The purpose was to ensure that 2% of the cost of eligible municipal capital improvement, renovation, or restoration projects funded in whole or in part by the City of Capitola, or any private, non-residential development project with a total building permit valuation of \$250,000 or more be set aside for the acquisition of works of art to be displayed in or about public places within the City. For a private development, there is an "in lieu" option to contribute 1% of the total budget of the project to the Public Arts Program. Fees collected are placed in a restricted Public Arts fund.

The following is a list of projects funded in 2012 by the Public Art Fee:

- 41st Ave. Project (on-going)
- Village Kiosk

Goals for 2013:

Events & Entertainment:

- Twilight Concerts-29th annual concert series offer 12 (??) free concerts in Capitola Village on Wednesday evenings during the summer months.
- Movies at the Beach event-8th annual event offered 3 free movies on the beach.
- Sunday Art and Music at the Beach events-6 Sunday's during the summer months several artist display and sell their arts. Offer live music during all the events. Musician costs are covered by sponsorship.

Community Enrichment:

- Children's Art Event for the Art & Wine Festival
- Children's Art Event for the Begonia Festival

Projects currently in progress:

- 41st Ave. Median Public Art
- Kiosk

Future Public Art Projects being considered, discussed & researched

This is a list from the 2012 planning meeting. Needs to be revised for annual report:

- Recycling Containers/ Garbage Bins
- Film Festival/ Performing Arts Center Event

- Plein Air Project
- Hanging Flower Baskets in village/ Stockton Bridge
- Park Avenue Mural
- Seawall Sculptures
- Kiosks
- Fish Tank/ interpretive tank & Center
- Rispin Mansion garden events
- Decorative Street Lighting
- Stairs to Depot Hill
- Sculpture Near Target/ maybe something on median
- Play ground at the beach esplanade with art theme
- Town clock- near town center, upper village, esplanade park
- Climbable structure/ art at existing park
- Jetty Sculptures
- Splash park at Rispin & Esplanade

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CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: DEPARTMENT OF PUBLIC WORKS

SUBJECT: ADOPTION OF A RESOLUTION RE-ESTABLISHING PARKING TIME LIMITS
WITHIN EXISTING PARKING METER ZONES

RECOMMENDED ACTION: Adopt a Resolution re-establishing parking time limits within the existing parking meter zones in the City as prescribed in Section 10.36.290 of the Capitola Municipal Code.

BACKGROUND: Section 10.36.290 of the Capitola Municipal Code allows the City Council to establish parking time limits on City streets by the adoption of a Resolution. In the three parking meter zones in and around the Village, time limits have been adopted and readopted in a piecemeal fashion over the years. As a result, different sides of the street and different blocks may be covered by separate Resolutions.

DISCUSSION: A complete review of the parking meter zones, rates, and time limits is scheduled to be undertaken once the pending Local Coastal Plan amendments regarding these parking regulations is approved by the California Coastal Commission anticipated for this June. In anticipation of this review staff is recommending a consolidation of the time limit restrictions into a single Resolution to help facilitate any future changes.

FISCAL IMPACT: None

ATTACHMENTS:

1. Draft Resolution

Report Prepared By: Steven Jesberg
Public Works Director

Reviewed and Forwarded
By City Manager: 

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RESOLUTION NO. ____

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CAPITOLA
ESTABLISHING PARKING TIME LIMITS
WITHIN DESIGNATED PARKING METER ZONES**

WHEREAS, Capitola Municipal Code Section 10.36.290 authorizes the City Council by resolution, to limit the period of time in which a vehicle may be parked within a designated area of the street; and

WHEREAS, said parking time limits, in the Parking Meter Zones established in Capitola Municipal Code Section 10.36.055, were historically established by multiple resolutions; and

WHEREAS, in anticipation of the City conducting a comprehensive review of all the parking zones, meter rates, and time limits, it is recommended that the existing time limits be consolidated into a single resolution.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Capitola as follows:

1. All previous resolutions that established time zones in the following areas shall be superseded by this Resolution; and
2. The following time limits shall be established in the parking meter zones:

Zone A (Village Area)	2 Hours
Zone A1 (Cliff Drive Area)	4 Hours on cliff side of Cliff Drive
	12 Hours on railroad side of Cliff Drive
Zone B (Pacific Cove Parking Lot)	12 Hours
3. These time limits shall not apply to all green, yellow, or white parking spaces established under Capitola Municipal Code Section 10.37.037 within these zones.

I HEREBY CERTIFY that the foregoing resolution was passed and adopted by the City Council of the City of Capitola on the 25th day of April, 2013, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Stephanie Harlan, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

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CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: POLICE DEPARTMENT

SUBJECT: AUTHORIZE THE POLICE DEPARTMENT TO COMPLETE A RADIO SYSTEM UPGRADE AND AMEND THE FISCAL YEAR 2012-2013 BUDGET BY APPROPRIATING \$39,700 FROM THE STATE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND (SLESF) UNASSIGNED FUND BALANCE TO COMPLETE THE PROJECT

RECOMMENDED ACTION: Authorize the Police Department to upgrade their existing radio infrastructure and amend the Fiscal Year 2012-2013 Budget by appropriating \$39,700 from the SLESF Unassigned Fund Balance to complete the project.

BACKGROUND: The California Legislature passed the "State Supplemental Law Enforcement Services Fund" (SLESF) Bill. This Bill is also known as the "Citizens Option for Public Safety" (COPS). Funds from the grant are to be exclusively used for supporting front line law enforcement and cannot be used to supplant existing funding. Funds from this program must be used for personnel and/or equipment. The Police Department was granted \$100,000 in Fiscal Year 2011/2012 and has \$34,656 remaining that must be used before June 30, 2013.

DISCUSSION: In 2010, the Police Department upgraded their existing radio infrastructure system throughout the City. This was partially due to the federal narrow banding mandate. This included all new equipment for the Capitola Road receiver/transmission site, and two new receiver locations, the Village and Capitola Mall, where radio reception/transmission was very limited and/or non-existent. Shortly after the installation, the generator for the Capitola Road site was removed by the property owner and later donated to the Police Department. The generator was essential for providing police services, especially during significant power failures, and leaves the site with only battery back-up for a maximum of eight hours.

To remedy this issue, the generator will be installed at the Capitola Library and the transmission/receiver will be moved to this location. A new receiver will be installed at the Capitola Road site and one additional site on Monterey Avenue will be added. The Monterey Avenue site will provide much needed coverage on the east side of the City where radio reception/transmission is often broken and weak.

The following is the breakdown for costs association with this project:

Generator Parts:	\$ 2,500
Generator Labor:	\$ 7,500
Radio Parts:	\$18,500
Radio Labor:	\$ 4,600
ATT Circuits:	\$ 6,600
Total:	\$39,700

Item #: 8.E. Staff Report.pdf

Subject: Police Department Radio System Upgrade
Date: April 25, 2013

The vendors for the radio parts and labor are the same that were used in the initial radio system upgrade. The generator vendor is State Electric who has previously inspected the generator and installed similar generators for the County.

FISCAL IMPACT: This project have no impact on the General Fund. Sufficient funds are available in the Unassigned SLESF Fund Balance.

ATTACHMENTS:

1. Budget amendment.

Report Prepared By: Rudy Escalante
Chief of Police

**Reviewed and Forwarded
By City Manager** 

City of Capitola Budget Adjustment Form



Date 4/25/2013

Requesting Department Police

Administrative Council

Item # 8.F.
Council Date: 4/25/2013
Council Approval

Revenues		
Account #	Account Description	Increase/Decrease
Total		

Expenditures		
Account #	Account Description	Increase/Decrease
1300-00-00-000-4650.400	Capital Outlay Machinery & Equip	\$39,700
Total		\$39,700

Net Impact (39,700)

Purpose: To purchase replacement radio equipment

Department Head Approval _____

Finance Department Approval _____

City Manager Approval _____

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CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: CITY CLERK

SUBJECT: PRESENTATION REGARDING THE PROPOSED REGIONAL SEAWATER
DESALINATION PROJECT

RECOMMENDED ACTION: Receive a report from Santa Cruz Water Department and Soquel Creek Water District (District) regarding the proposed desalination project.

BACKGROUND: Santa Cruz Water Department, and the Soquel Creek Water District have cooperatively evaluated the proposed Regional Seawater Desalination Project. The proposed project will have a capacity of 2.5 million gallons per day and be cooperatively operated to provide water to the City of Santa Cruz water customers during times of drought and to District customers during non-drought periods. The project is intended to:

- Provide a supplemental supply to avoid high levels of curtailment or rationing;
- Improve stream flows to protect endangered species (e.g. coho and steelhead);
- Restore groundwater levels and protects against seawater intrusion;
- Support schools, homes, and businesses within our community.

The District relies entirely on a local groundwater basin that is being pumped at an unsustainable rate. As the primary user of the basin, the District needs to substantially reduce its pumping by 35% for the next 20 years to naturally restore groundwater levels and protect against seawater intrusion. If a supplemental water supply is not secured, the District may declare an emergency and invoke year-round mandatory rationing for the next 20 years to limit use and protect the basin.

The City of Santa Cruz has two primary problems: (1) Making sure there is enough water for its customers during droughts; and (2) protecting the habitat of endangered fish. Based on the last 75 years of rainfall records, the City will experience some water shortage 37% of the time (every 2-3 years), with shortages that could be as high as 39%.

DISCUSSION: At the hearing staff from Santa Cruz Water Department and Soquel Creek Water District will describe the project, and elaborate on how the public can provide input on the draft Environmental Impact Report (EIR) scheduled to be released mid-May. They will also explain the consequences of not obtaining a supplemental supply. Additional background information can be found at www.scwd2desal.org.

ATTACHMENTS:

1. Project trifold from scwd2

Report Prepared By: Susan Sneddon
City Clerk

Reviewed and Forwarded
By City Manager: 

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How to Participate

in the Environmental Impact Report (EIR) Process

2008-2012

Technical Studies

- Community meetings held

December 2010 Scoping Comment Period

- Public input received on what should be studied in EIR

May-July 2013 Draft EIR Comment Period

- Public input at meetings (June 3)
- Written comments* accepted by email and mail

Early 2014 Consider EIR Certification

- Hearings scheduled by governing bodies to consider certification of Final EIR

November 2010 Notice of Preparation (NOP)

- Community meetings held

Spring 2013 Draft EIR Released

- Electronic copies available online
- Hard copies available at the City and District offices and local libraries

Late 2013 Final EIR

- Final document refined based on comments and includes responses to public comments

2014 Agencies' Decision

- City and District may consider conditional approval, subject to a vote of City of Santa Cruz residents

*Written comments can be submitted to:

Mail: Heidi Luckenbach
Desalination Program Coordinator
City of Santa Cruz, Water Department
212 Locust Street, Suite C
Santa Cruz, CA 95060

Email: hluckenbach@cityofsantacruz.com

Milestones

2008-2009 Pilot Plant Testing

2010 Begin Environmental Review Process

- 2012**
- District and City commit to making desal plant net-carbon neutral
 - City of Santa Cruz adopts ordinance to require voter approval for desalination plant construction
 - Passage of Measure P

2013 Release of Draft EIR and Final EIR

- 2014**
- Consider EIR Certification
 - Vote on desal plant construction by City of Santa Cruz residents*

2015-2016 Permitting and Design**

2016-2019 Construction**

* Officials are also considering ways to involve District and non-City customers in the decision making process.

** contingent on project approval

If you wish to receive email broadcasts, sign up at: www.scwd2desal.org/Page-Contact.php

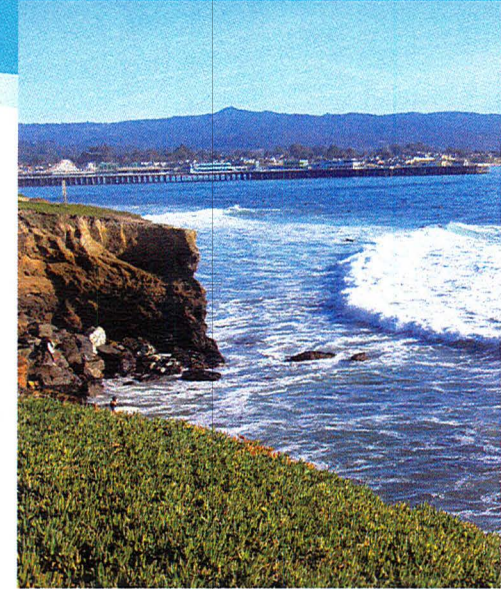
For Project and EIR details, visit:
www.scwd2desal.org



For more information, contact:
Melanie Mow Schumacher
Public Information Coordinator
Soquel Creek Water District
5180 Soquel Drive, Soquel, CA 95073
(831) 475-8501 ext. 153
melanies@soquelcreekwater.org



printed on recycled paper



Regional Seawater Desalination Project

a collaboration between the Soquel Creek Water District and City of Santa Cruz



www.scwd2desal.org

Our Community's Water Challenge

Water is vital. The Soquel Creek Water District (District) and City of Santa Cruz (City) both have made ongoing and new conservation programs a priority but the reality is — we are facing water challenges that could result in serious consequences for our environment and community.

Soquel Creek Water District relies entirely on a local groundwater basin that is being pumped at an unsustainable rate. As the primary user of the basin, the District needs to substantially reduce its pumping by 35% for the next 20 years to naturally restore groundwater levels and protect against seawater intrusion. If a supplemental water supply is not secured, the District may declare an emergency and invoke year-round mandatory rationing for the next 20 years to limit use and protect the basin.

The City of Santa Cruz has two primary problems: making sure there is enough water for its customers during droughts and protecting the habitat of endangered fish. Based on the last 75 years of rainfall records, the City will experience some water shortage 37% of the time (every 2-3 years), with shortages that could be as high as 39%.

Water shortages above 35% are considered to be 'Severe or Critical Emergency' that could threaten the health, safety, and security of the community, and have substantial economic impacts to the area. Both agencies identified desalination to further consider since numerous alternatives were found to be infeasible. Since 2007, the District and City have collaborated on the evaluation and environmental review for the proposed **scwd²** Regional Seawater Desalination Project.

Project Overview

The agencies have undertaken an Environmental Impact Report (EIR) on the proposed **scwd²** Regional Seawater Desalination Project. This 2.5 million gallons per day (mgd) facility would be cooperatively operated to provide water to the City during times of drought and to the District during non-drought periods to allow groundwater levels to recover.

The proposed project would be located on the westside of Santa Cruz and primarily consists of a seawater intake system, a treatment plant, brine disposal, and a distribution system. This regional approach enables the agencies to share the estimated \$115 million cost and incorporates a variety of design features (see right) to address community concerns that would help minimize or avoid environmental impacts.

Benefits and Challenges

The District, City, and customers must weigh these and other benefits and challenges of desalination.

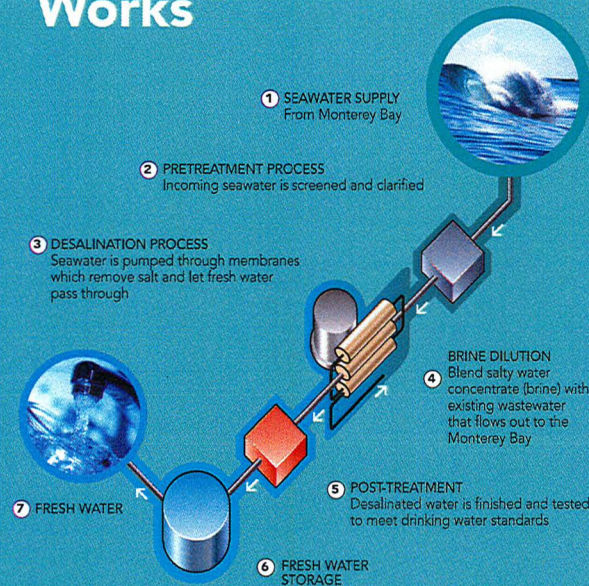
Benefits

- Provides a supplemental supply to avoid high levels of curtailment or rationing
- Improves stream flows to protect endangered species (e.g. coho and steelhead)
- Restores groundwater levels and protects against seawater intrusion
- Supports schools, homes, and businesses within our community.

Challenges

- Reducing energy demands and greenhouse gas emissions
- Protecting marine life at the intake system and brine discharge

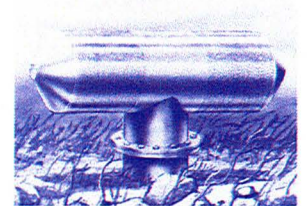
How Desalination Works



Environmental Design Features that Address Challenges

The proposed project includes a number of design features that address the community concerns that would help minimize or avoid potential environmental impacts. These features include:

- Committing to be net carbon neutral
- Reducing energy requirements and using renewable energy (e.g. energy recovery devices, compliance with the City's Green Building Program, solar panels, etc.)
- Incorporating small screens at intake system to minimize impacts to marine life (shown at right).
- Blending the brine with existing wastewater effluent (currently dispersed into the Monterey Bay) so it has similar salinity as ocean water.





CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: DEPARTMENT OF PUBLIC WORKS

SUBJECT: 2013 SLURRY SEAL PROGRAM
APPROVAL OF PLANS, SPECIFICATIONS AND ESTIMATE AND
AUTHORIZATION TO ADVERTISE FOR BIDS

RECOMMENDED ACTION: Approve plans, specifications, and the engineer's estimate for construction of the 2013 Capitola Slurry Seal Program; authorize advertising the project to receive bids setting the bid opening date for May 22, 2013 at 11:00 a.m.

BACKGROUND: This project will complete a slurry seal and restriping on the following streets as shown on the plan sheets included as Attachment 1.

Cliffwood Heights Neighborhood: All of Coronado Street, Wesley Street, Cortez Street, Sir Francis Court, Junipero Court, portions of Sir Francis Avenue, Balboa Avenue, Orchid Avenue, and Columbus Drive.

Riverview Neighborhood: All of Riverview Drive and Gilroy Drive

DISCUSSION: The estimated cost of construction for the slurry seal is \$99,300 as detailed in the attached estimate included as Attachment 2. Prior to the slurry seal, Public Works will utilize a small contract to remove and replace areas of pavement on these streets to better accommodate the slurry seal. This work is estimated to cost \$12,000.

The proposed construction schedule is as follows:

Authorization to Advertise:	April 25, 2013
Bids Opened:	May 22, 2013
Contract Awarded	May 24, 2013
Contractor Begins Work:	June 2013
Project Completion:	June 2013

FISCAL IMPACT: The City Council allocated \$100,000 of Measure O funding for this project. If the total project cost exceeds this allocation, additional funding is available in the Gas Tax Fund for the pavement repairs. Based on the City's purchasing policies, if the bids come in under the estimated cost, the City Manager will be authorized to award a contract to the lowest qualified bidder. If the bids are higher than the estimate, staff will return to the City Council with an analysis of the bids and recommendations.

ATTACHMENTS:

1. Plan Sheets
2. Construction Estimate

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

Reviewed and Forwarded
By City Manager: 

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2013 CAPITOLA SLURRY SEAL PROGRAM

TO BE SUPPLEMENTED BY STANDARD PLANS DATED MAY, 2006

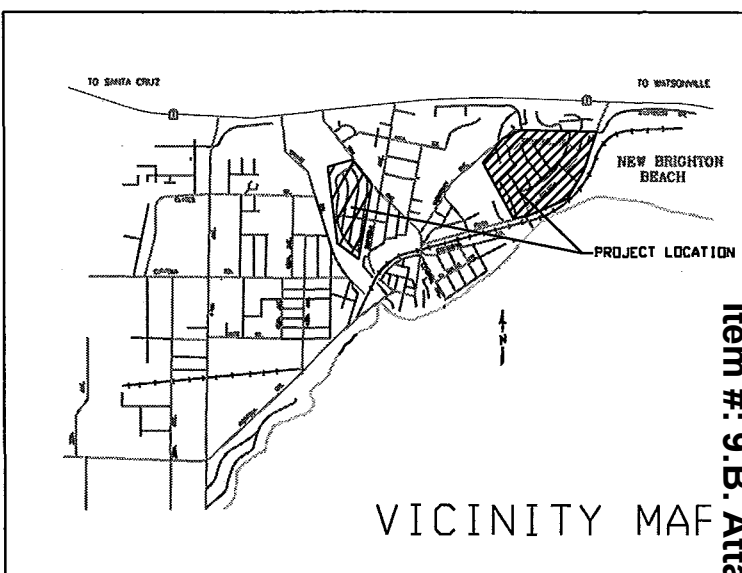
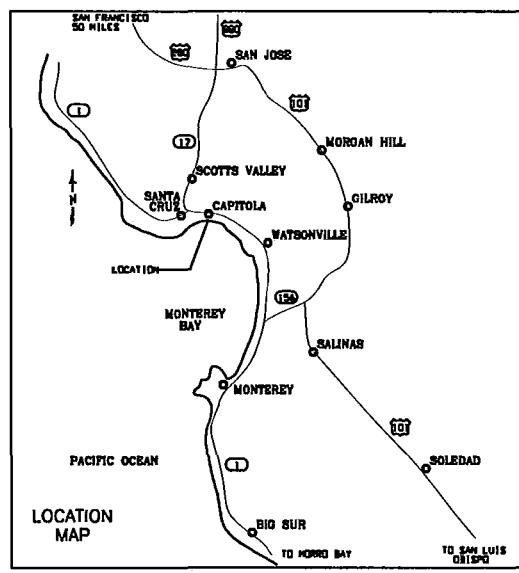
SHEET INDEX:

- 1) TITLE SHEET
- 2) PLAN AND QUANTITIES
- 3) PLAN AND QUANTITIES

APPLICABLE STATE STANDARD PLANS

- 1) ABBREVIATIONS
- 2) SYMBOLS
- 3) PAVEMENT MARKERS AND TRAFFIC LINES
- 4) PAVEMENT MARKERS AND TRAFFIC LINES
- 5) PAVEMENT MARKERS AND TRAFFIC LINES
- 6) PAVEMENT MARKINGS - WORDS
- 7) PAVEMENT MARKINGS - WORDS AND CROSSWALKS
- 8) DELINEATORS, CHANNELIZERS AND BARRICADES
- 9) TRAFFIC CONTROL SYSTEM FOR LANE CLOSURE

- A-10A
- A-10B
- A-20A
- A-20B
- A-20C
- A-24D
- A-24E
- A-73C
- T-11



THE CONTRACTOR SHALL POSSESS THE CLASS (OR CLASSES) OF LICENSE AS SPECIFIED IN THE "SPECIAL PROVISIONS".

TITLE SHEET

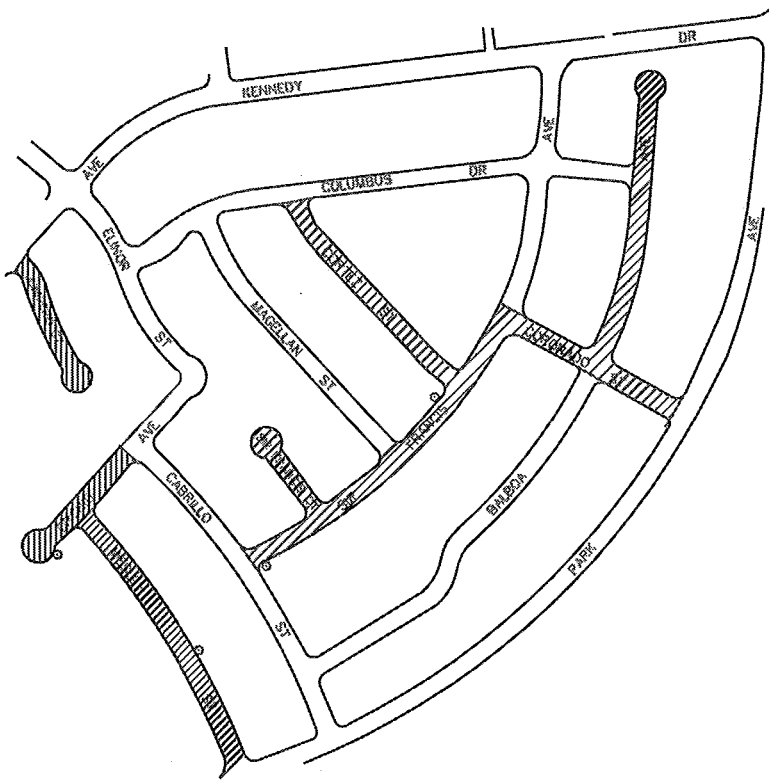
AS BUILT

DATE ACCEPTED _____
 PROJECT ENGR. _____
 REVISIONS BY: _____
 DATE: _____

CITY OF CAPITOLA
 DEPARTMENT OF PUBLIC WORKS

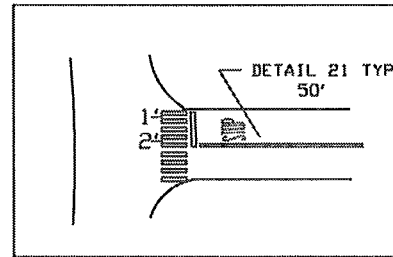
NO.	BY	DATE	REVISION	CR'D

2013 CAPITOLA SLURRY SEAL PROGRAM
 DESIGNED BY: SE J
 CHECKED BY: SE J
 APPROVED BY: _____
 SCALE: NTS
 DATE: 4-12-2013
 SHEET: _____ OF 3



SLURRY SEAL QUANTITY SUMMARY

STREET	LIMITS	S. Y.
BALBOA AVE.	NORTH END - CORONADO ST	3320
CORONADO ST	PARK AVE - SIR FRANCIS AVE	1932
CORTEZ ST	COLUMBUS ST - SIR FRANCIS AVE	2363
SIR FRANCIS AVE	CORONADO ST - CABRILLO ST	3928
SIR FRANCIS CT	SIR FRANCIS AVE - N. END	1151
WESLEY ST	PARK AVE - ORCHID AVE	3360
ORCHID AVE	WEST END - CABRILLO ST	1584
JUNIPERO CT	MONTEREY AVE - SOUTH END	1422

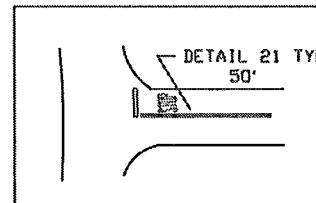


CROSSWALK STRIPING DETAIL TYPICAL

MARKING NO.	S/F	MARKING	TOTAL S. F.
SUP	11	22	242

TOTAL S. F. 242

⊙ DENOTES FIRE HYDRANT MARKER



INTERSECTION STRIPING DETAIL TYPICAL

STRIPING SUMMARY

ITEM	QUANTITY
DETAIL 21	550 LF
12" LINE	350 LF

(X-WALK AND STOP BARS)

PLAN AND QUANTITIES

AS BUILT

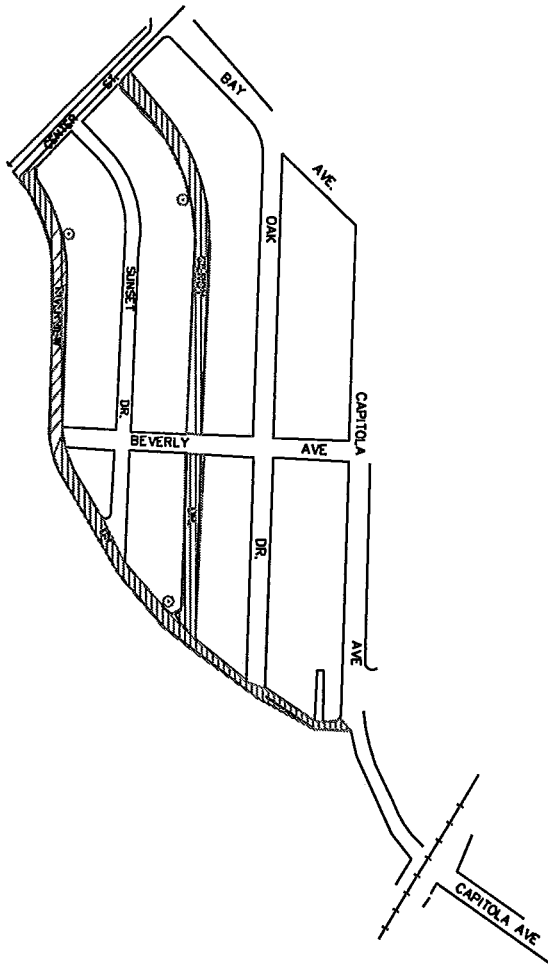
DATE ACCEPTED _____
 PROJECT ENGR _____
 REVISIONS BY _____
 DATE _____

CITY OF CAPITOLA
 DEPARTMENT OF PUBLIC WORKS

NO.	BY	DATE	REVISION	CHK'D	DATE

2013 CAPITOLA SLURRY SEAL PROGRAM

DESIGNED: EM	4-11-13	SHEET 2
CHECKED: SEJ	4-11-13	
APPROVED: SCALE: NTS	DATE	OF 3



SLURRY SEAL QUANTITY SUMMARY

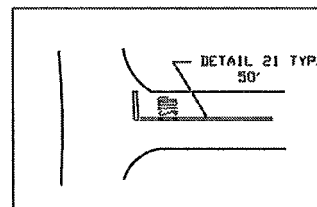
STREET	LIMITS	S. Y.
GILROY DRIVE	CENTER ST - RIVERVIEW DR	4507
RIVERVIEW DR	CENTER ST - CAPITOLA AVE	5652

MARKING NO.	S/FMARKING	TOTAL S. F.
STIP	8 22	176

TOTAL S. F. 176

STRIPING SUMMARY

ITEM	QUANTITY
DETAIL 21	400 LF
12" LINE	176 LF



INTERSECTION STRIPING DETAIL TYPICAL

⊙ DENOTES FIRE HYDRANT MARKER

PLAN AND QUANTITIES

AS BUILT

DATE ACCEPTED _____
 PROJECT ENGR. _____
 REVISIONS BY _____
 DATE _____

CITY OF CAPITOLA
 DEPARTMENT OF PUBLIC WORKS

NO.	BY	DATE	REVISION	CHK'D	DATE

2013 CAPITOLA SLURRY SEAL PROGRAM		
DESIGNED BY	EM	4-11-13
CHECKED BY	SEJ	4-11-13
APPROVED BY		
SCALE	NTS	
DATE		

Item #: 9.B. Attach 1.pdf

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CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 25, 2013

FROM: COMMUNITY DEVELOPMENT DEPARTMENT

SUBJECT: CONSIDERATION OF AN ORDINANCE AMENDING SECTION 18.02.070 OF THE CAPITOLA MUNICIPAL CODE PERTAINING TO AFFORDABLE (INCLUSIONARY) HOUSING REGULATIONS [1st READING]

RECOMMENDED ACTION: Approve the first reading of the proposed ordinance amendment to Section 18.02.070 of the Capitola Municipal Code pertaining to Affordable (Inclusionary) Housing Regulations deleting unclear language regarding income determination and establishing household asset limits.

BACKGROUND: The City Council first adopted the Affordable (Inclusionary) Housing Regulations on November 10, 2004. These regulations require that housing development projects of seven or more units provide 15% of the units at a price affordable to low or moderate income households. Housing development projects of less than seven units are required to pay an in-lieu fee, which goes towards the Affordable Housing Trust Fund. Currently, there are several affordable units for sale in the City.

DISCUSSION: In the last few months, there have been increasing sales of affordable units in Capitola. The income verification of purchasers is managed by the Housing Authority of Santa Cruz County (Authority) on behalf of the City. Recently, the Authority has indicated that a clarification is needed regarding asset limits.

The City currently requires that all income from assets be included in the calculation of household income using a HUD-defined interest rate that is derived from the average rate on a savings account. There is however no outright City limit on assets. Recently there have been affordable housing applicants who have had relatively significant personal assets. For these potential buyers, including interest from assets in their calculation of household income did not put them over the income limit because the interest rate used for the calculation is very low. Nevertheless, these buyers would clearly be able to purchase a unit at market rate.

It is the intent of the Affordable Housing regulations to provide affordable housing for those who could not afford to purchase a home in the current housing market. In order to clarify this, staff is recommending that the Affordable (Inclusionary) Ordinance be amended to identify an asset limit, and delete unclear language regarding assets.

New Asset Limit

In considering this issue, staff reviewed asset limits for other local jurisdictions. In the City of Santa Cruz assets generally cannot exceed the household income limit (approximately \$70,000 to \$120,000, depending upon household size). The County of Santa Cruz does not have a limit on assets. In Monterey County, the asset limit equals a total of 30% of the purchase price, plus 25% of the current median income plus 6 months living expenses.

Item #: 9.C. Staff Report.pdf

Subject: Amending § 18.02.070 pertaining to Affordable (Inclusionary) Housing Regulations

Date: April 25, 2013

One concern in establishing a limit on assets is that it not exclude low and moderate income households who have saved resources over a number of years, particularly older applicants who have funds in retirement accounts. Therefore, staff is recommending an asset limit higher than other jurisdictions, making the asset limit equal to three times the income limit (approximately \$210,000 to \$360,000, depending upon household size).

As part of this assets limit, purchasers would have the option to request the City modify this requirement based on an applicant's future earning potential. A committee comprised of the Mayor, City Manager, City Attorney, and Community Development Director would consider such an appeal.

In reviewing this issue, the City Attorney identified unclear language in Section 18.02.070 of the Affordable (Inclusionary) Regulations, "Eligibility for Affordable Housing Units," and recommended that it be removed. This language provides a partial and unclear definition of income and assets. Since the Authority follows a detailed definition of income outlined in Part 5 of the Code of Federal Regulations, this language is not needed.

FISCAL IMPACT: NA

ATTACHMENTS:

1. Draft Ordinance
2. Section 18.02 with amendment in underline/strikeout

Report Prepared By: Carolyn Flynn, Housing Consultant

**Reviewed and Forwarded
By City Manager:** 

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF CAPITOLA AMENDING SECTION 18.02.070
OF THE CAPITOLA MUNICIPAL CODE PERTAINING TO
AFFORDABLE (INCLUSIONARY) HOUSING REGULATIONS**

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

Section 1. Section 18.02.070 of the Capitola Municipal Code is hereby amended to read as follows:

18.02.070 Eligibility for affordable housing units.

A. Only households which qualify as very low, low, median or moderate income households, and who meet the asset limit, shall be eligible to purchase affordable units developed or funded in compliance with, or pursuant to, this chapter. ~~Gross monthly income does not include the value of a household's fixed, non-liquid assets such as automobiles, appliances, clothing or jewelry. However, persons who receive tax advantages associated with the ownership of other real property or securities shall not be eligible to receive affordable housing benefits conferred upon very low, low or moderate income households pursuant to this chapter.~~

~~B. To be eligible to purchase affordable units created pursuant to this chapter, the total assets of a household shall be less than three times the annual household income limit for that unit. Assets to be used to purchase the affordable unit are excluded from the asset calculation.~~

~~BC. Income eligibility to purchase affordable units created pursuant to this chapter shall be determined at the time of sale of the affordable unit by the city or the city's designee.~~

~~D. Applicants may appeal the city's income and asset eligibility determinations within thirty days of the date of their income eligibility letter. Appeals of the city's income and asset eligibility determinations shall first be made to a committee comprised of the City Manager, Mayor, Community Development Director, and City Attorney. Appeals shall be in the form of a letter addressed to the City Manager, and should document the reason the applicant believes an exception should be made. Appeals may be granted by the committee upon on a finding, based upon documentary evidence produced by the appellant which clearly demonstrates that the subject household's future earning capacity will be significantly impaired in the immediately foreseeable future. The committee's decision may be appealed as set forth in section 18.02.150.~~

~~E. The purchaser of an affordable ownership unit shall occupy the unit as his or her primary place of residence. If the unit ceases to function as a primary residence, it shall be sold according to the requirements of this chapter.~~

Section 2. This ordinance shall take effect and be in full force on _____, 2013.

This ordinance was introduced on the 25th day of April 2013, and was passed and adopted by the City Council of the City of Capitola on the ___ day of ___, 2013, by the following vote:

Item #: 9.C. Attach 1.pdf
ORDINANCE NO. _____

AYES:
NOES:
ABSENT:
ABSTAIN:

APPROVED:

Stephanie Harlan, Mayor

ATTEST:

_____, CMC
Susan Sneddon, City Clerk

DRAFT

CHAPTER 18.02
AFFORDABLE (INCLUSIONARY) HOUSING

Originally adopted November 10, 2004, Ordinance No. 879
Amended (Sections 18.02.020, 18.02.040, 18.02.050, 18.02.060, 18.02.070,
18.02.180 and 18.02.140) July 14, 2005, Ordinance No. 891)
Amended (Sections 18.02.020, 18.02.030, 18.02.060A,
and 18.02.070 A, August 9, 2007, Ordinance No. 922)

Sections:

18.02.010	Findings.
18.02.020	Words and phrases.
18.02.030	Affordable housing requirements.
18.02.040	Provision of affordable housing units.
18.02.050	In-lieu housing fees.
18.02.060	For-sale housing units – Sales price and procedures.
18.02.070	Eligibility for affordable housing units.
18.02.080	Marketing of affordable units for sale.
18.02.090	Secondary dwelling units – Non-applicability.
18.02.100	Pre-approved projects – Non-applicability.
18.02.110	Fees.
18.02.120	Default/foreclosure.
18.02.130	Conflicts of interest.
18.02.140	Violations.
18.02.150	Appeal.

18.01.010 Findings.

In enacting this chapter of the Capitola Municipal Code pertaining to the provision of affordable housing in the city of Capitola, the city Council finds:

A. A decent home and suitable living environment for all Capitola residents and workers is a priority of the highest order. To this end, the housing element of the Capitola general plan discusses and analyzes the need to provide housing for senior citizens, disabled persons, single parent families, homeless persons and homeless families, and families of very low, low and moderate income levels. Similarly, the general plan housing element outlines the extremely high cost of housing both regionally and within the city. With respect to affordable housing in the city, the housing element articulates, among others, Policies 3.4, 3.5 and 3.6 intended to advance the general plan goal to “Encourage New Affordable Housing Opportunities Through Construction Of New Units.” These policies encourage the adoption of an inclusionary housing ordinance, which provides for construction of affordable housing units in connection with private market rate residential development or the payment of in lieu affordable housing fees in connection with market rate residential development, and further encourage the establishment of a housing trust fund to be used to facilitate the development of new affordable housing in the city.

B. In addition, state law including but not limited to the California Redevelopment Law and State Housing Law, articulate policies and goals, and impose legal obligations upon California cities, counties and redevelopment agencies, relative to the creation and provision of affordable housing by communities throughout the state, including the city of Capitola. Accordingly, a paramount goal of the city and the redevelopment agency is to provide and to create a regulatory environment conducive to the development of both rental and for-sale housing available to all economic sectors of the community with priority given to very low, low and moderate income households currently residing or working within the city.

C. There is currently an inadequate supply of housing in the city which is affordable to very low, low and moderate income households. Federal and state financial assistance and subsidy programs are not sufficient in themselves to close the gap between the cost of most housing in the city and the ability of very low, low and moderate income households to pay those housing costs.

Item #: 9.C. Attach 2.pdf

D. The city, given current zoning regulations and very limited vacant residentially zoned property, is nearly “built out” for purposes of future residential development within the city. The inventory of land available for residential development in the city is at a premium and the inventory of land which can be used for the development of housing for very low, low and moderate income households becomes even more depleted with the development and/or improvement of each market rate housing unit in the city. Accordingly, housing opportunities for very low, low and moderate income households are diminished incrementally with the development of each new market rate housing unit which is constructed, rebuilt or substantially improved in the city. Single-family homes which are re-built, and residential remodel/additions which increase square footage more than fifty percent, affect the supply of affordable housing in the city when new, larger units replace older, smaller units. Many of the replaced older units were rentals, or were more accessible to be purchased by moderate income households.

E. According to published Multiple Listing Service home sales price statistics, over the last nine years, from 1996 to July 2004, the median countywide price of a for-sale single-family house has increased from two hundred forty thousand three hundred and fifty dollars to six hundred thirty five thousand dollars. The median countywide price for a for-sale townhouse/condominium has increased from one hundred sixty-four thousand five hundred dollars to four hundred twenty five thousand dollars over the same period. According to the Capitola’s adopted housing element, in 2004 the maximum affordable sales price for a moderate income, three-person household was two hundred fifty two thousand two hundred and fifty dollars. The maximum affordable sales price for a moderate income, four-person household was two hundred eighty thousand two hundred and fifty dollars. These figures demonstrate that the “affordability gap” herein referenced has increased incrementally over this nine-year period, thereby rendering affordable housing programs/subsidies currently in place increasingly ineffective in achieving their objectives to house very low, low and moderate income households in the city.

F. If very low, low and moderate income workers cannot find housing in the city, employers will have difficulty in securing a labor force and employees will be forced to commute. Automobile commuting increases air pollution, unnecessarily creates traffic congestion and develops a population which is separate and distinct from full-time residents, thereby resulting in diverse and often contrasting demands on limited city resources.

G. Residential housing projects which contribute to the city’s very low, low and moderate income housing stock serve to augment the city’s housing mix, increase the supply of housing for all economic sectors of the community and thereby assist in providing for a balanced community which is deemed to be in the public interest.

H. Increasing the supply of housing affordable to very low, low and moderate income families through the assistance and cooperation of private residential developers can be achieved only if the provision of such housing by private residential developers becomes more feasible. It is therefore necessary to provide flexibility in the manner and method by which private residential development contributes its fair share to the city’s affordable housing stock.

I. Affordable housing is best integrated into the community when that housing is distributed throughout all areas of the city rather than concentrated in a single area.

J. Therefore in order to advance and achieve the affordable housing goals and policies of the city, redevelopment agency and state referenced in this section, adoption of the affordable housing regulations prescribed in this chapter is necessary and will serve to advance and protect the general health and welfare of the city’s residents, workers and economy. (*Ord. 879 § 3 (part), 2004*)

18.02.020 Words and phrases.

For purposes of this chapter, unless otherwise apparent from the context, certain words and phrases used in this chapter are defined as follows:

“Affordable housing” means housing capable of being purchased or rented by a very low, low or moderate income household, based on the household’s ability to make monthly payments necessary to obtain housing. For-sale housing is considered affordable when a household pays no more than thirty-five percent of its gross monthly income for housing including utilities.

“Household” means all those persons, related or unrelated, who occupy a single housing unit.

“Housing development project” means any development project requiring a land use permit or approval from the city for: the construction of one or more housing units including single-family residences, condominiums, townhouses and apartments; the division of land into one or more residential parcels; the subdivision of mobile home parks; the conversion of one or more apartments to one or more condominiums; a demolish/rebuild of an existing housing unit, or a structural addition to an existing housing unit which will result in a fifty percent or greater increase in the housing unit’s square footage.

“Low income household” means a household whose income, with adjustment for household size, is between fifty percent and eighty percent of the Santa Cruz County areawide median income.

“Moderate income household,” means a household whose income, with adjustment for household size, is between eighty percent and one hundred twenty percent of the Santa Cruz County areawide median income.

“Very low income household” means a household whose income, with adjustments for household size, is less than fifty percent of the Santa Cruz County areawide median income.

“Unit” means a single-family home, condominium, apartment, mobile home parcel, or residential parcel. (*Ord. 922 § 1, 2007: Ord. 891 § 1, 2005: Ord. 879 § 3 (part), 2004*)

18.02.030 Affordable housing requirements.

Subject to the exceptions set forth elsewhere in this chapter, each housing development project shall be required to contribute to the city’s affordable housing stock as follows:

A. Housing development projects creating seven or more for-sale housing units, residential parcels, mobile home parcels, or converted condominium units shall be required to reserve and restrict fifteen percent of the housing units, residential parcels or converted condominium units for sale to moderate, low or very low income households in accordance with the requirements of Section 18.02.040.

B. Housing development projects creating rental housing units, the development of fewer than seven for-sale housing units, residential parcels or converted condominiums, mobile home parcels, or a structural addition meeting the criteria specified in Section 18.02.020 shall be required to pay affordable housing in-lieu fees to the city’s housing trust fund in accordance with the requirements of Section 18.02.050. (*Ord. 922 § 1, 2007*)

18.02.040 Provision of affordable housing units.

When a housing development project is required to construct or provide affordable housing units pursuant to

Item #: 9.C. Attach 2.pdf

this chapter, the housing development project shall comply with the following requirements.

A. In determining the number of affordable units required, developments which require fractional contribution pursuant to the requirements of this chapter shall pay affordable housing in-lieu fees in an amount prescribed by the affordable housing in-lieu fee schedule adopted, and from time to time revised, by city council resolution.

B. All affordable housing units shall remain affordable for the natural life of the unit.

C. The housing development project permit application submitted to the city shall specify the number, type, location, size and construction scheduling of all housing units which are part of the project, including the affordable housing units, and shall indicate which housing units are designated as affordable for purposes of complying with this chapter.

D. Unless otherwise approved by the city planning commission or city council, affordable housing units shall be reasonably dispersed throughout the housing development project and shall be compatible with the design and use of the remaining housing units in the housing development project in terms of appearance, materials and finish quality.

E. The housing development project developer shall have the option of reducing the interior amenity level and square footage of affordable housing units provided that all affordable housing units conform to the requirements of the city building and housing codes and further provided that all affordable units, at a minimum, shall have interior painting or other finish wall covering, floor covering, a stove, a dishwasher, an oven, built-in kitchen cabinets, washer and dryer hookups, a bath/shower, a toilet, a kitchen sink and a bathroom sink.

F. All affordable housing units in a housing development project shall be constructed concurrently with, or prior to, the construction of the housing development project's market rate housing units and shall be sold concurrently with, or prior to, sale of the market rate housing units.

G. Prior to recordation of the final subdivision map or issuance of building permits for the housing development project, the housing development project developer shall enter into a participation agreement with the city in a form suitable for recordation so as to assure compliance with the provisions of this chapter.

H. A housing development project developer who is a subdivider may propose to comply with the requirements of this chapter by dedicating affordable lots to the city. The city council, at its sole discretion may grant, conditionally grant or deny the request. If the housing development project subdivider's proposal to dedicate affordable lots to the city is approved, the offer of dedication shall be made concurrently with the filing of the final subdivision map.

I. Where the city provides financial assistance to a housing development project in the form of a grant, subsidy, loan, fee waiver or any other action which confers a fiscal benefit on the housing development project developer, the city may condition the financial assistance with a requirement that the housing development project reserve or restrict more than fifteen percent of the housing development project's housing units, residential parcels or converted condominium units for sale to moderate, low or very low income households. (*Ord. 891 § 2, 2005: Ord. 879 § 3 (part), 2004*)

18.02.050 In-lieu housing fees.

When a housing development project is required to pay affordable housing in-lieu fees, the housing development project shall pay fees in accordance with and comply with the following requirements.

A. The housing development project shall pay affordable housing in-lieu fees in an amount prescribed by

the affordable housing in-lieu fee schedule adopted, and from time to time revised, by city council resolution.

B. Affordable housing in-lieu fees shall be paid in the following manner:

1. Housing development projects of two or more housing units, rental housing units, residential parcels or converted condominiums shall enter into an in-lieu fee agreement in a form suitable for recordation, which shall be recorded with the county recorder's officer prior to recordation of the final subdivision map, if new parcels are being created, or issuance of building permits if the project does not involve subdivision of parcels. The in-lieu fee agreement shall create a lien on each dwelling unit or parcel in order to ensure payment of the required in-lieu fees. The in-lieu fee amount applicable to each unit shall be paid prior to issuance of the certificate of occupancy for that unit by the building department. If an escrow account has been opened for the sale of a unit subject to the fee, the certificate of occupancy may be issued prior to payment of the fee if: the developer has provided a written request to the city requesting submittal of a demand for payment of the fee by the city, and the escrow officer has signed and returned the city demand for payment to the city. Developer shall include in such written request the name of the title company, escrow officer, escrow number, and contact information, and shall also include the requirement for payment of the fee in seller's escrow instructions. Upon receipt of payment in full of the applicable in-lieu fee from the sale of each unit in the project, the city shall record a release of the affordable housing encumbrances imposed on that unit by the recorded in-lieu fee agreement.

2. Housing development projects which entail the development of one housing unit, demolish/rebuild of an existing housing unit, or a structural addition to an existing housing unit which will result in a fifty percent or greater increase in the housing unit's square footage shall pay the in-lieu fee at the time of application for a building permit.

C. A housing development project developer who is otherwise required to pay an affordable housing in-lieu fee by this chapter may instead provide one or more affordable (not less than fifteen percent) for-sale housing units which shall be deed and time restricted in accordance with the provisions of Section 18.02.040.

D. Exemptions and Fee Waivers.

1. An applicant for demolish/rebuild or significant remodel/addition who is the owner/occupant of the property and whose household income is at or below one hundred twenty percent of countywide median income may have their in-lieu fee waived by the city manager upon submittal of income and assets information to the city manager for review and verification.

2. An applicant for demolish/rebuild or significant remodel/addition whose application is in direct response to a fire or other natural disaster shall be exempt from this chapter.

3. An applicant for demolish/rebuild or significant remodel/addition who provides satisfactory evidence showing ownership of and residency in the unit for at least five years prior to the date of application may apply to the city manager for a waiver of the applicable in-lieu fee.

4. Developers of rental housing projects who provide evidence to the council's satisfaction that the units will: (a) be available to and rented for amounts affordable to lower income households on a long-term basis; and (b) will not be utilized as vacation rentals at any time, may apply to council for a waiver of the applicable in-lieu fees. Rental projects financed in whole or part by public or private funds that require ongoing affordability as a condition of funding shall qualify for this waiver.

E. Affordable housing in-lieu fees shall be deposited into the city's housing trust fund and all such fees shall be used, at the earliest time feasible, to assist in the construction of new low or very low income housing units with a minimum of fifty-five-year term affordability restrictions, the rehabilitation of low or very low income housing units which, upon rehabilitation, will have fifty-five-year term affordability restrictions, or to assist low or very low income households in purchasing or renting housing units. (*Ord. 891 § 3, 2005; Ord. 879*)

§ 2 (part), 2004)

18.02.060 For-sale housing units –Sales price and procedures.

When an affordable housing unit is sold or re-sold, the following requirements shall apply:

A. In calculating the maximum allowable sales price for housing units which, pursuant to this chapter, are deed restricted as affordable to very low, low or moderate income households, the city or the city's designee shall employ the following formula:

1. Single-Family Residences. Sales prices shall be set to equal the price affordable to a household earning the area median income adjusted for household size, with a household size equal to the number of bedrooms in the unit plus one, and a housing cost ratio equal to thirty-five percent of gross monthly household income, and a ten percent downpayment.

2. Condominiums/Townhouses. Sales prices shall be set to equal the price affordable to median income household earning the area median income adjusted for household size, where household size is equal to the number of bedrooms in the unit plus one, and a housing cost ratio equal to thirty-five percent of gross monthly household income, and a ten percent downpayment.

3. Mobile home parcels. No sale or resale price will be set for the inclusionary parcels created. Inclusionary parcels in a mobile home park will have initial and subsequent resales restricted to sale to a median income household adjusted by household size.

B. The re-sale purchase price of any affordable unit may be increased by the value of any substantial structural or permanent fixed improvements which cannot be removed without substantial damage to the premises or substantial or total loss of value of the improvements. The value shall be determined by an appraiser designated by the city. Such adjustment cannot increase the resale price herewith allowed by more than ten percent. No improvements shall be deemed substantial unless the aggregate, actual, initial costs of the improvements to the owner exceed one percent of the purchase price paid by the selling owner for the premises.

C. If the city finds that the owner, through neglect, abuse or lack of adequate maintenance, has damaged an affordable unit, the city may require repairs be made at the owner's expense and be financed prior to sale or through the escrow account.

D. In cases where the owner or housing developer has made a good faith effort to sell an affordable housing unit at the allowable sales price established by the city, and has failed to sell that unit, the seller may request to make a monetary contribution to the affordable housing trust fund in exchange for the city's agreement to release the affordability deed restriction on that unit. The amount of the contribution would be determined by the city council, taking into consideration the then-current cost of developing similar affordable housing units and the remaining amount of time the subject unit was deed restricted for sale to very low, low or moderate income households. The city council in its sole discretion may grant, conditionally grant or deny the request. If the request is granted or conditionally granted, upon the city's receipt of the prescribed housing trust fund contribution, the subject affordable housing deed restriction shall be released and the seller shall be allowed to sell, rent or otherwise use the subject housing unit for residential purposes as the seller deems appropriate.

For purposes of this section, a good faith effort to sell a deed restricted affordable unit will, at a minimum, include listing the property in the pertinent multiple listing service for a minimum of two hundred forty days, actively marketing and showing the property in a manner that would be deemed professionally prudent by a full-time real estate agent or broker employed in the Santa Cruz County housing market. (*Ord. 922 § 1, 2007: Ord. 891 § 4, 2005: Ord. 879 § 3 (part), 2004*)

Section 18.02.070 Eligibility for affordable housing units.

~~A. Only households which qualify as very low, low, median or moderate income households, and who meet the asset limit, shall be eligible to purchase affordable units developed or funded in compliance with, or pursuant to, this chapter. Gross monthly income does not include the value of a household's fixed, non-liquid assets such as automobiles, appliances, clothing or jewelry. However, persons who receive tax advantages associated with the ownership of other real property or securities shall not be eligible to receive affordable housing benefits conferred upon very low, low or moderate income households pursuant to this chapter.~~

~~B. To be eligible to purchase affordable units created pursuant to this chapter, the total assets of a household shall be less than three times the annual household income limit for that unit. Assets to be used to purchase the affordable unit are excluded from the asset calculation.~~

~~BC. Income eligibility to purchase affordable units created pursuant to this chapter shall be determined at the time of sale of the affordable unit by the city or the city's designee.~~

~~D. Applicants may appeal the city's income and asset eligibility determinations within thirty days of the date of their income eligibility letter. Appeals of the city's income and asset eligibility determinations shall first be made to a committee comprised of the City Manager, Mayor, Community Development Director, and City Attorney. Appeals shall be in the form of a letter addressed to the City Manager, and should document the reason the applicant believes an exception should be made. Appeals may be granted by the committee upon on a finding, based upon documentary evidence produced by the appellant which clearly demonstrates that the subject household's future earning capacity will be significantly impaired in the immediately foreseeable future. The committee's decision may be appealed as set forth in section 18.02.150.~~

~~CE. The purchaser of an affordable ownership unit shall occupy the unit as his or her primary place of residence. If the unit ceases to function as a primary residence, it shall be sold according to the requirements of this chapter. (Ord. 922 § 1, 2007; Ord. 891 § 5, 2005; Ord. 879 § 3, 2004)~~

Section 18.02.080 Marketing of affordable units for sale.

A. Any marketing communication advertising an affordable unit for sale shall fully disclose the affordable housing sale price and eligibility restrictions contained in this chapter.

B. Marketing of an affordable ownership unit shall be performed by the owner or owner's agent, with preference given to households who live or work in Capitola, who shall market the affordable unit for no more than the maximum sales price established by the city (excluding closing costs in sales transactions).

C. The purchaser of an affordable unit shall not pay more in closing costs than that which is reasonable and customary in Santa Cruz County.

D. The seller of an affordable unit shall pay any real estate sales commission associated with the sales transaction.

E. The owner of an affordable unit shall not use the unit as collateral for an amount exceeding ninety-five percent of the maximum sales price allowed by this chapter unless specifically allowed in writing beforehand by the city. All second mortgages shall require the prior written approval of the city. (Ord. 891 § 6, 2005; Ord. 879 § 3 (part), 2004)

Section 18.02.090 Secondary dwelling units – Non-applicability.

Item #: 9.C. Attach 2.pdf

This chapter shall not apply to secondary dwelling units developed pursuant to Capitola Municipal Code Chapter 17.99. (*Ord. 879 § 3 (part), 2004*)

Section 18.02.100 Pre-approved projects – Non-applicability.

This chapter shall not apply to projects for which a development permit was issued by the city prior to the effective date of the ordinance codified in this chapter or to the projects for which an approved tentative map or vesting tentative map existed as of the effective date of said ordinance. (*Ord. 879 § 3 (part), 2004*)

Section 18.02.110 Fees.

Upon resale or refinance of an affordable unit, the owner or landlord shall pay a fee to the city to cover the city's costs in determining the maximum sales price and any other monitoring and document preparation processes as may be required of the city. The fee shall be established by city council resolution and shall be calculated so as to allow the city to recover the staff costs and administrative overhead incurred by the city in providing these services and preparing these documents. In addition, the city may similarly charge each prospective purchaser of an existing affordable unit a fee for determining eligibility. (*Ord. 879 § 3 (part), 2004*)

Section 18.02.120 Default/Foreclosure.

A. Option to Purchase. In the event a default notice is recorded against an affordable unit, the city or its designee shall have the option to purchase the unit by paying the minimum amount that the owner would have received on the date of the foreclosure sale. Out of this sum, any lien holders shall be paid the amount of funds due them and the owner shall be paid the remaining balance.

B. In the event the city or its designee does not exercise its option to purchase the affordable unit prior to the trustee's sale or judicial foreclosure and the owner does not redeem the property by curing the default prior to sale or foreclosure, the unit shall thereafter be free from the restrictions of this chapter and the new owner may occupy, sell or rent the unit without restriction.

C. Notwithstanding subsection B of this section, single-family units that have never been sold to individual owner-occupants and multiple-family dwelling units shall not be released from the restrictions of this chapter through a trustee's sale or judicial foreclosure. In addition, affordable units shall not be released under the following circumstances:

1. The city has not been provided a copy of the notice of default within ten days of its service upon the owner;
2. The owner does not allow the city to exercise its option to purchase; or
3. A lender has over-encumbered the property and refuses to release its interest in the property for the maximum allowable sales price. (*Ord. 879 § 3 (part), 2004*)

18.02.130 Conflicts of interest.

The following individuals are ineligible to purchase an affordable unit as their residence:

- A. The city manager, city attorney, community development director and members of the planning commission and city council;
- B. The owner or developer of an affordable housing project or affordable unit; and

C. The immediate relatives of persons identified in subsections A and B of this section. (*Ord. 879 § 3 (part), 2004*)

18.02.140 Violations.

It is unlawful and a violation of this chapter for an applicant or owner of an affordable unit or any employee or agent of an applicant or owner to:

- A. Sell an affordable unit to anyone who has not first been qualified as eligible;
- B. Sell an affordable unit to any person who has a conflict of interest as defined by this chapter;
- C. Sell an affordable unit for an amount exceeding the maximum sales price;

D. Solicit, require or accept in connection with the sale of an affordable unit any payment or other contribution of cash, property or services from a purchaser or tenant the value of which, when added to the purchase price paid for an affordable unit, would exceed the maximum sales price or maximum rental prescribed by this chapter;

E. Willfully and knowingly make a false statement or representation, or knowingly fail to disclose a material fact for the purpose of qualifying as eligible to purchase or rent an affordable unit under this chapter; or

F. Violate any other provision of this chapter. The city may prosecute any violation of this chapter criminally, civilly or administratively in accordance with Title 4 of this code. (*Ord. 891 § 7, 2005: Ord. 879 § 3 (part), 2004*)

18.02.150 Appeal.

Any applicant or other person whose interests are adversely affected by any determination in regard to the requirements of this chapter may appeal to the city council in accordance with the provisions of Chapter 2.52 of this code. (*Ord. 879 § 3 (part), 2004*)

Ordinance 879 adopted 11/10/2004

Amended Ordinance 891 adopted 07/14/2005

Amended Ordinance 922 adopted 08/09/2007

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