

City of Capitola Agenda

Mayor: Kristen Petersen
Vice Mayor: Yvette Brooks
Council Members: Jacques Bertrand
Ed Bottorff
Sam Storey



CAPITOLA CITY COUNCIL REGULAR MEETING

THURSDAY, APRIL 9, 2020

7 PM

CITY COUNCIL CHAMBERS
420 CAPITOLA AVENUE, CAPITOLA, CA 95010

NOTICE OF REMOTE ACCESS ONLY:

In accordance with the current Shelter in Place Order from Santa Cruz County Health Services and Executive Order N-29-20 from the Executive Department of the State of California, the City Council meeting will not be physically open to the public and in person attendance cannot be accommodated. To maximize public safety while still maintaining transparency and public access, members of the public can observe the meeting online at <http://capitolaca.ig2.com/Citizens/Default.aspx> or it can be seen live on Spectrum Cable Television channel 8. Remote participation is possible in the form of emailed public comment.

If you have any disability for which you require accommodation or modification of the viewing and commenting procedures described herein, please contact the City at least forty-eight hours in advance of the meeting so that we may make arrangements for your access.

How to comment via email:

1. As always, send additional materials to the City Council via citycouncil@ci.capitola.ca.us by 5 p.m. the Wednesday before the meeting and they will be distributed to agenda recipients.
2. During the meeting, send comments via email to publiccomment@ci.capitola.ca.us
 - o Identify the item you wish to comment on in your email's subject line. Emailed comments will be accepted during the Public Comments meeting item and for General Government / Public Hearing items.
 - o Emailed comments on each General Government/ Public Hearing item will be accepted after the start of the meeting until the Mayor announces that public comment for that item is closed.

CAPITOLA CITY COUNCIL REGULAR MEETING AGENDA
April 9, 2020

- o Emailed comments should be a maximum of 450 words, which corresponds to approximately 3 minutes of speaking time.
- o Each emailed comment will be read aloud for up to three minutes and/or displayed on a screen.
- o Emails received by publiccomment@ci.capitola.ca.us outside of the comment period outlined above will not be included in the record.

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL - 7 PM

All correspondences received prior to 5:00 p.m. on the Wednesday preceding a Council Meeting will be distributed to Councilmembers to review prior to the meeting. Information submitted after 5 p.m. on that Wednesday may not have time to reach Councilmembers, nor be read by them prior to consideration of an item.

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 Jacques Bertrand, Ed Bottorff, Yvette Brooks, Sam Storey, and Mayor Kristen Petersen

2. ADDITIONAL MATERIALS

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

3. ADDITIONS AND DELETIONS TO AGENDA

4. PUBLIC COMMENTS

Oral Communications allows time for members of the Public to address the City Council on any item not on the Agenda.

*****please see Page 1 for information on how to submit public comment via email*****

5. CITY COUNCIL / STAFF COMMENTS

City Council Members/Staff may comment on matters of a general nature or identify issues for staff response or future council consideration. No individual shall speak for more than two minutes.

6. CONSENT CALENDAR

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

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

- A. Consider the February 27, 2020, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes

- B. Delay Consideration of a Village Tree Light Plan Proposal
RECOMMENDED ACTION: Delay consideration of a proposal for lighting the palm trees in the Village until the shelter in place order is lifted by the County of Santa Cruz Health Officer, so that the public may attend the hearing; and leave the existing LED rope lights in place until the Council provides further direction
- C. Update on the Emergency Repairs to the Wharf
RECOMMENDED ACTION:
 - 1. Accept this update report on the Emergency Repairs to the Wharf, and
 - 2. By super majority vote, make the determination that all hazards related to the failed Wharf pilings as detailed in Resolution No. 4169 adopted by the City Council on March 26, 2020, have not been eliminated and that there is a need to continue action

7. GENERAL GOVERNMENT / PUBLIC HEARINGS

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

- A. Consider Update on the COVID-19 Emergency Declaration
RECOMMENDED ACTION:
 - 1. By super majority vote, make the determination that all hazards related to the worldwide spread of the coronavirus (COVID-19) as detailed in Resolution No. 4168 adopted by the City Council on March 12, 2020, still exist and that there is a need to continue action, and
 - 2. Approve a resolution ratifying emergency orders to protect public safety by limiting parking to 1 hour in Capitola Village, closing to the public the Upper and Lower Beach and Village Parking Lots, and banning large shade structures on Capitola Beach
- B. Report from the Santa Cruz County Regional Transportation Commission on an Approved Measure D Amendment and Highway 1 Projects
RECOMMENDED ACTION: Receive informational report from the Executive Director of the Santa Cruz County Regional Transportation Commission
- C. Consider Allocating \$10,000 of Emergency Grant Funding to Help Address the COVID-19 Pandemic
RECOMMENDED ACTION: Determine use for \$10,000 of emergency grant funds

8. ADJOURNMENT

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.

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

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

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection outside the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, and on the City's website: www.cityofcapitola.org.

Americans with Disabilities Act: 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.

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



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: City Manager Department

SUBJECT: Consider the February 27, 2020, City Council Regular Meeting Minutes

RECOMMENDED ACTION: Approve minutes.

DISCUSSION: Attached for City Council review and approval are the minutes of the regular meetings of February 27, 2020.

ATTACHMENTS:

1. 2-27-20 draft

Report Prepared By: Liz Nichols
Executive Assistant to the City Manager

Reviewed and Forwarded by:

A handwritten signature in black ink, appearing to be "J. Goldstein".

Jamie Goldstein, City Manager

4/2/2020

**DRAFT
CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 27, 2020 - 7:00 PM**

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

Mayor Petersen called the meeting to order at 7:00 p.m. with the following in attendance: Council Member Jacques Bertrand: Present, Council Member Sam Storey: Present, Mayor Kristen Petersen: Present, Vice Mayor Yvette Brooks: Present, Council Member Ed Bottorff: Absent

1. PLEDGE OF ALLEGIANCE

2. PRESENTATIONS

- A. Proclamation Honoring Toni Castro Upon Her Retirement
- B. 2019 Officer of the Year - Herb Ross Award
- C. Recognition of Local Government Academy Participants

3. ADDITIONAL MATERIALS

- A. Item 8.E. – public comment

4. ADDITIONS AND DELETIONS TO AGENDA - None

5. PUBLIC COMMENTS - None

6. CITY COUNCIL / STAFF COMMENTS

City Manager Goldstein discussed the Corona virus.

Mayor Petersen announced Capitola resident, Lorena Miller, was one of the winners of the Soroptimist International of Capitola By-the-Sea's 2020 Live Your Dream award.

7. CONSENT CALENDAR

MOTION:	APPROVE OR ADOPT AS RECOMMENDED [UNANIMOUS]
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Yvette Brooks, Council Member
AYES:	Bertrand, Petersen, Brooks
ABSTAIN:	Sam Storey
ABSENT:	Ed Bottorff

- A. Consider the February 13, 2020, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes.

Attachment: 2-27-20 draft (Approval of City Council Minutes)

CAPITOLA CITY COUNCIL REGULAR MEETING MINUTES
February 27, 2020

- B. Receive the Planning Commission Action Minutes for the Regular Meeting of February 6, 2020
RECOMMENDED ACTION: Receive minutes.
- C. Approval of City Check Registers Dated January 3, January 10, January 17, January 24 and January 31, 2020
RECOMMENDED ACTION: Approve check registers.
- D. Update on the Emergency Repairs to the Wharf
RECOMMENDED ACTION:
1. Accept this update report on the Emergency Repairs to the Wharf, and
 2. By super majority vote, make the determination that all hazards related to the failed Wharf pilings as detailed in Resolution No. 4166 adopted by the City Council on February 13, 2020, have not been eliminated and that there is a need to continue action.
- E. Update of Emergency Storm Drain Repairs
RECOMMENDED ACTION:
1. Accept update report on the Chittenden Lane Storm Drain Repairs, and
 2. By a super majority vote, make the determination that all hazards related to the failed storm drain off Chittenden Lane as detailed in Resolution No. 4167 adopted by the City Council on February 13, 2020 have not been eliminated and that there is a need to continue action.
- F. Second Reading of an Ordinance Amending Portions of Municipal Code Title 2: Administration to Update and Clarify Various Sections
RECOMMENDED ACTION: Adopt an Ordinance amending and adding sections of Title 2: Administration of the Capitola Municipal Code, and waive reading of the text.

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. Mid-Year Budget Report [330-05]
RECOMMENDED ACTION: Receive Mid-Year Budget Report and amend the Fiscal Year 19-20 Budget based on the attached budget amendment request.

Finance Director Malberg presented the staff report.

Council Member Storey commented that using fund balance in the general fund for this one-time revenue shortfall makes sense but it is not a sustainable strategy on an ongoing basis.

MOTION:	AMEND AS RECOMMENDED [UNANIMOUS]
MOVER:	Sam Storey, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

- B. Introduce an Ordinance Amending Chapter 17.74 Accessory Dwelling Units and Chapter 17.15 (17.16 Outside Coastal Zone) for R-1 Zoning District
RECOMMENDED ACTION: Approve the first reading and waive reading of the text

CAPITOLA CITY COUNCIL REGULAR MEETING MINUTES
February 27, 2020

of the proposed Ordinance amending Title 17 to align with recent State requirements for Accessory Dwelling Units and Floor Area Ratio for Single Family Residences with an Accessory Dwelling Unit.

Community Development Director Herlihy presented the staff report.

In public comment, Patrick Cady spoke in support of ADUs. Gerry Jensen commented on saltwater intrusion. Noreen Huber spoke against ADUs.

The City Council discussed the new ADU ordinance.

MOTION:	APPROVE THE FIRST READING OF THE ORDINANCE AS DRAFTED WITH THE EXCEPTION TO SINGLE FAMILY LOTS IN THE CLIFFWOOD HEIGHTS NEIGHBORHOOD [UNANIMOUS]
MOVER:	Sam Storey, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

C. Municipal Code Chapter 8.36: Environmentally Acceptable Packaging Materials Enforcement

RECOMMENDED ACTION: Receive report and give direction.

Assistant to the City Manager Laurent presented the staff report.

In public comment, Carin Hanna spoke about the City doing their part to educate the public on what is compostable and what is recyclable.

Mayor Petersen asked if we have recycling bins in the village. Assistant to the City Manager Laurent said we do have blue recycling bins there.

Council Member Brooks requested that we study the effectiveness of this ordinance. She would also like an annual sweep of our restaurants.

MOTION:	DIRECT STAFF TO DEVELOP A WORK PLAN AND REPORT BACK TO COUNCIL IN 60 TO 90 DAYS
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Yvette Brooks, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

D. Receive Report on Historic Carousel

RECOMMENDED ACTION: Receive report and give direction.

Assistant to the City Manager Laurent presented the staff report.

In public comment, Carin Hanna suggested Capitola Mall should take the carousel and restore it. Glen Hanna discussed the problems and expense involved with the carousel.

Mayor Petersen agreed that Capitola Mall would be a good place for the carousel.

CAPITOLA CITY COUNCIL REGULAR MEETING MINUTES
February 27, 2020

Council Member Storey would like the City to purchase the carousel.

MOTION:	DIRECT STAFF TO PURCHASE THE CAROUSEL
MOVER:	Yvette Brooks, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

E. Introduce an Ordinance Amending Chapter 17.80 Signs

RECOMMENDED ACTION: Approve the first reading and waive reading of the text of the proposed Ordinance amending Title 17 to align with recent legal decisions regarding non-commercial signs.

Community Development Director Herlihy presented the staff report regarding amending the sign ordinance.

Council Member Storey asked if we could change the period to 120 days that signs will be allowed within an election period. The FPPC defines the period as 90 days.

MOTION:	DIRECT STAFF TO DRAFT ANOTHER FIRST READING ALLOWING SIGNS FOR 120 DAYS WITHIN AN ELECTION PERIOD [UNANIMOUS]
MOVER:	Sam Storey, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

F. Consider Approval of the Brommer Complete Street Project Documents and Authorize Advertising for Bids

RECOMMENDED ACTION: Approve the plans, specifications, and estimate for the Brommer Complete Street Improvement Project and authorize the Department of Public Works to advertise for construction bids, setting the bid opening date for 11:00 a.m. on Wednesday, April 1, 2020.

Public Works Project Manager Mozumder presented the staff report.

Council Member Bertrand said cyclists would appreciate the improvements.

MOTION:	APPROVE AS RECOMMENDED [UNANIMOUS]
MOVER:	Yvette Brooks, Vice Mayor
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bertrand, Storey, Petersen, Brooks
ABSENT:	Ed Bottorff

9. **ADJOURNMENT**

The meeting adjourned at 10:20 p.m.

CAPITOLA CITY COUNCIL REGULAR MEETING MINUTES
February 27, 2020

Kristen Petersen, Mayor

ATTEST:

Liz Nichols, Deputy City Clerk

DRAFT

Attachment: 2-27-20 draft (Approval of City Council Minutes)



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: Public Works Department

SUBJECT: Delay Consideration of a Village Tree Light Plan Proposal

RECOMMENDED ACTION: Delay consideration of a proposal for lighting the palm trees in the Village until the shelter in place order is lifted by the County of Santa Cruz Health Officer, so that the public may attend the hearing; and leave the existing LED rope lights in place until the Council provides further direction.

BACKGROUND: On November 6, 2019, the City Council considered a plan for lighting the trees throughout the Village. The plan was prepared by the Ad-Hoc Palm Tree Lighting Committee, a group comprised of Village merchants, city residents, and Mayor Peterson. Council direction was to allow the existing LED rope lights to remain on the trees through March 2020, and for the ad-hoc committee to develop an implementation plan, supported by the Capitola Village and Wharf Business Improvement Area, for the installation of low voltage LED lights. The ad-hoc committee submitted a proposal on March 14, 2020. A copy of this proposal is included as an Attachment.

DISCUSSION: Due to the shelter in place order issued on March 16, 2020 by the County of Santa Cruz Health Officer, City Council meetings are currently not open for the public to attend in person. Staff recommends consideration of the lighting plan be deferred until public attendance is possible. This item will be placed on an agenda soon after the shelter in place order has been lifted. Until that future hearing, staff recommends leaving the existing rope lights in place.

FISCAL IMPACT: None

ATTACHMENTS:

1. Palm Tree Lighting Plan Proposal 03-14-2020

Report Prepared By: Steve Jesberg
Public Works Director

Village Lights Proposal Continued
April 9, 2020

Reviewed and Forwarded by:



Jamie Goldstein, City Manager

4/2/2020

City Council
 City of Capitola
 Capitola, California

March 14, 2020

Mayor Petersen and Members of the Council:

Over the last nine months, the members of the Ad Hoc Palm Tree Lighting Committee have been working diligently over the last nine months to develop a balanced Plan to Light the Palm Trees in the Village. This Committee includes representatives of Village merchants and residents as well as a member of the City Council. Our goal was to identify a tree lighting solution that would be acceptable to the community and to the Council.

During the course of our investigation we have found several examples where Cities and Villages who have successfully used tree lighting systems to enhance the beauty of their communities. We believe the Plan we are proposing tonight enhances the beauty and safety of the Village and addresses the concerns raised over the first attempt using rope lights. We appreciate the patience of the City Council in extending the time line for our Committee to complete its work until your March 26th meeting.

Please note that our proposal involves only the 27 palm trees in the Village area, which currently have electrical service. It also does not include the large and historic palm tree in front of Esplanade Park plus the two smaller trees. The size and importance of these palm trees merit consideration of a professionally designed signature lighting installation. This Committee stands ready to assist in the large palm tree project in any way you deem fit. Bringing electric power to the remaining trees would involve underground engineering and unknown costs and would best be included in future City sidewalk improvement projects in the Village. As the vendor to supply and install the palm tree lighting, our Committee recommends Christmas Tree Lighting Pros (CLP), a local company owned and operated for several years by Mr. Yanni Carlson. Their primary work is the installation and maintenance of seasonal and decorative lighting systems. They have done successful installations in neighboring cities. We investigated other lighting specialists. While all were competitive with materials costs, CLP was significantly lower on labor to install and maintain the system.

PROJECT HIGHLIGHTS

- CLP supplies 100' of low voltage warm white LED clip lights, rated for year round outdoor use on 27 palm trees in Capitola Village. The low voltage lights will be wrapped around the palm trees with agreed upon space in between runs of lights. Lights will be installed using a year round, waterproof low voltage 12VDC, 100W transformer on each palm tree along with low voltage wire. \$500 per tree including labor. **\$13,500** for 27 trees.

- Remove the existing lights on the current trees at \$25.00/tree. **\$675.00**
- CLP will guarantee defect free installation and operation of the lights for the first three months after installation. CLP will make all repairs and necessary maintenance within 24-48 hours from the time the request is received. If maintenance were required after the first 3 months CLP would charge a minimal fee.
- Dimensions and specifications for new lights will be:
 - 5 feet from the ground and 20 feet high, however every effort will be made to have lighting to be at a uniform height.
 - Lighting strands will be spaced 6 to 7 inches
- Complete the de-installation and installation by April/May 2020
Total Cost **\$14,175**

FINANCING

- Capitola Wharf and Village Improvement Association (B.I.A.) - \$5,000
- Capitola Foundation - \$3,000
- Private Donations - \$3,000

With CLP doing both the removal of the old rope lights and the installation of the new mini-lights there is no need for to again ask the City Public Works Department to assist in the project by handling the installation, thereby avoiding that additional assignment. It is therefore the Committee's request that in view of this the City would entertain contributing \$6,000 to the project budget to offset the modest budget shortfall, unexpected additional expenses and to create a fund to pay for vandalism, maintenance beyond the 3-month guarantee, etc.

Respectfully Submitted:

Petrina James	Merchant
Josh Fisher	Merchant
Anthony Guajardo	Merchant
Mara & Joe Palandrani	Resident
Katherine & Tom Parker	Resident
Kristen Petersen	Council Member
Demien Sherinian	Resident/Merchant
Tim & Linda Wadley	Resident
Nels Westman	Merchant
Gary Wetsel	Merchant
Leslie Wetsel	Merchant
Dede Wilson	Merchant

Palm Tree Lighting Committee

Member Name	Resident/Merchant	Email	Reply	7/3/19	7/29/19	8/20/19	9/24/19	11/4/19	1/2/20	2/19/20
				3:00 PM	9:30 AM	9:30 AM	9:30 AM	9:00 AM	9:30 AM	9:30 AM
Tim & Linda Wadley	Resident	tim.linda.123@gmail.com	Yes	yes	yes	yes	yes	yes	?	yes
Nels Westman	Resident	nels@bestwestman.com	Yes	yes	yes	no	yes	yes	yes	yes
Katherine & Tom Parker	Resident	katharinep3@gmail.com	Yes	yes	yes	yes	no	no	yes	no
Leslie Wetsel	Merchant	leslieatparadise@aol.com	Yes	yes	Medical	Medical	Medical	Medical	yes	no
Josh Fisher	Merchant	bass3upfront@yahoo.com	Yes	shop	yes	no	no	no	?	no
Dernien Sherinian	Merchant	Yvonnecapitolia@me.com	Yes	yes	Medical	yes	yes	yes	yes	no
Dede Wilson	Merchant/resident	Dwilson@miabellaboutique.com	Yes	no	yes	no	no	no	?	no
Petrina James	Merchant	Petrina@seachangedesignstudio.com	Yes	yes	yes	yes	no	yes	?	yes
Mara & Joe Palandrani	Resident	Mara@serrautility.net	Yes	yes	no	yes	yes	no	yes	yes
Kristen Petersen	Council Member	ladykpetersen@gmail.com	Yes	yes	yes	yes	no	no	yes	no
Gary Wetsel	Merchant	gary@mauisunrise.net	Yes	yes	yes	yes	yes	yes	yes	yes
Anthony Guajardo	Merchant	anthony@mijostaqueria.com	Yes	no	yes	yes	yes	yes	yes	yes
Residents	7			7	4	3	3	2	3	3
Merchants	7			4	6	4	3	4	4	3
Council	1			1	1	1	0	0	1	0
				12	11	8	6	6	8	6



January 8, 2020

Capitola Village

RE: Lighting Estimate

Scope of Work

Lighting of 27 Palm Trees in Capitola Village

Low Voltage Clip Lights Installed by The Christmas Light Pros

- Install 100' of low voltage warm white LED clip lights, rated for year round outdoor use on 27 palm trees in Capitola Village. The low voltage lights will be wrapped around the palm trees with agreed upon spacing between runs of lights. Lights will be installed using a year round, waterproof low voltage 12VDC, 100W transformer on each palm tree along with low voltage wire. \$500 per tree includes labor. \$13,500 for 27 trees.

Low Voltage Clip Lights and Equipment Purchase to be installed by the City

- The Christmas Light Pros will sell the city 100' of low voltage warm white LED clip lights, rated for year round outdoor use, one waterproof low voltage 12VDC, 100W transformer and low voltage wire for 27 palm trees. \$300 per tree, does not include labor or \$8100 for 27 trees.

Contract Details

The pricing includes the purchase of low voltage lights, transformers and wire. Lights and Equipment have one-year manufacturers warranty.

Purchase price of lighting & equipment for 27 trees installed by The CLP's **\$x \$13,500**

Purchase price of lights and equipment for 27 trees, no labor **\$x 8,100**

Maintenance

Standard maintenance and repair service will be provided free of charge for the first 3 months after installation. We make all repairs and necessary maintenance within 24-48 hours from the time the request is received. However, most repairs are done within 24 hours. The variables that affect the repair time are unsafe weather conditions, when the call is received and the geographic location of our repair crews. If maintenance were needed after first few months, the CLP's would charge a minimal fee. If lights needed to be replaced due to damage or theft, The Christmas Light Pros would charge to replace the lights and labor to install them.

The Christmas Light Pros Requirements

Capitola Village will provide adequate power and receptacles in order to operate all necessary lights. If the lights are not working due to a lack of power at the receptacle, then Capitola Village is responsible for making the necessary repairs.

This contract does not guarantee a specific date for installation. The date will be determined upon execution of contract.

Please contact Jessica Carlson with any questions related to this contract.

Jessica Carlson

831-402-8644

Jessica@thechrismaslightpros.com

I hereby execute and agree to this contract dated _____ and authorize The Christmas Light Pros to perform the duties listed above.

Customer Name _____ Date _____.

Your Name Here _____ Date _____.

Owner/Operator of the Christmas Light Pros

Attachment: Palm Tree Lighting Plan Proposal 03-14-2020 (Village Lights Proposal Continued)

1 inch = 100 feet



Vicinity Map

From: **Mara Palandrani** Mara@sierrautility.net 
 Subject: UPDATE From Yanni
 Date: February 26, 2020 at 9:05 AM
 To: gary@mauisunrise.net
 Cc: **Leslie Wetsel** leslieatparadise@aol.com, **Nels Westman** nels@bestwestman.com, **Devon F. Salter** devon@capitolareef.com, **Anthony Guajardo** anthony@mijostaqueria.com, **Kristen Petersen** ladykpetersen@gmail.com, **Linda Wadley** tim.linda.123@gmail.com, **Yvonne capitola** @me.com, **Katharine Parker** katharinep3@gmail.com, **Petrina@seachangedesignstudio.com**, **Deedee Wilson** Dwilson@miabellaboutique.com, **Greg Carpenter** Greg@mabusinessadvisors.com, bass3upfront@yahoo.com



Hello Mara and Gary,

I have attached the revised proposal. The previous proposal was geared for our holiday lease program so I changed the wording slightly, my apologies for not noticing that earlier.

The lights have a one year manufacturers warranty and we will do free repairs for the first three months just as we would do for our holiday lease program.

The chances of the lights being defective are slim, we have not seen that with these low voltage lights. The problems that we have seen with these lights in other cities that we have left them up in and its not often, is people pulling at them or squirrels trying to eat them. In either of those cases we would charge a repair fee or light replacement fee if necessary. Usually repairs can be made for a minimal fee of about \$50 as opposed to replacing the lights. I am also sure you are aware of this, but the low voltage lights have to be installed with the 12DVC transformer or it will damage them.

We did speak with our lighting distributor on Monday and he let us know that the low voltage lights for this year, 2020 changed slightly. He does not have enough of the past years lights in stock to fulfill your needs so we would need to use the new version of the lights. Yanni actually used the new lights a couple weeks ago, on 11 trees at The Barnyard in Carmel and likes the quality of the new ones better but we should make sure you all like the new lights before installing them. They are similar but we would want approval first. Can Yanni install the new version of lights on a tree at the end of this week? We would have let you know this sooner but we just learned that our distributor does not have enough of last years lights to fulfill the order and when we installed the last sample in October, our distributor did not have the 2020 lights in yet. The 2020 lights are the same price but our distributor and Yanni feel they are an upgraded version due to them feeling hardier then the previous version.

Lastly, we could remove the rope lights on the current trees during the installation but Yanni would charge \$25 per tree to do that.

Hope I answered all your questions. Please let me know if any other questions arise. Yanni is available to install a sample of the new version of the lights on either Thursday or Friday. Also my apologies for the delay getting back to you. After my travel last week, I came down with a virus and got home to Yanni and our boys all sick too. That set us all back a few days.

Thank you,
 Jessica

Jessica Carlson
The Christmas Light Pros
831-402-8644



Capitola Village Palm
Tree Lightin...oposal.pdf

Attachment: Palm Tree Lighting Plan Proposal 03-14-2020 (Village Lights Proposal Continued)



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: Public Works Department

SUBJECT: Update on the Emergency Repairs to the Wharf

RECOMMENDED ACTION:

1. Accept this update report on the Emergency Repairs to the Wharf, and
2. By super majority vote, make the determination that all hazards related to the failed Wharf pilings as detailed in Resolution No. 4169 adopted by the City Council on March 26, 2020, have not been eliminated and that there is a need to continue action.

BACKGROUND: On February 13, 2020, the City Council adopted Resolution No. 4166 declaring an emergency condition exists as a result broken piles on Capitola Wharf. On March 26, 2020 the City Council adopted Resolution No. 4169 which amended the scope of work detailed in Resolution No. 4166 (Attachment 1). Pursuant to Public Contracting Code Section 22050 the City Council must review this action at subsequent regularly scheduled meeting and by a super majority vote authorize work to continue under the emergency declaration.

DISCUSSION: Delivery of the piles is delayed due to the countrywide coronavirus health crisis. They are currently scheduled to be delivered the week of April 6, 2020. Once the piles are received, the contractor will schedule work which is anticipated to be completed by May 1, 2020.

FISCAL IMPACT: No additional costs beyond the purchase price of the piles has been incurred on this project to date. The estimated budget is \$180,000.

ATTACHMENTS:

1. Resolution No. 4169

Report Prepared By: Steve Jesberg
Public Works Director

Reviewed and Forwarded by:

Jamie Goldstein, City Manager

4/2/2020

RESOLUTION NO. 4169

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
AMENDING RESOLUTION NO. 4166
DECLARING THE JANUARY 2020 DAMAGE TO THE WHARF AN EMERGENCY
AND AUTHORIZING PROCUREMENT AND SERVICES WITHOUT GIVING NOTICE
FOR BIDS PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050**

WHEREAS, California Public Resources Code Section 21060.3 defines an emergency as a "sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property or essential public service;" and

WHEREAS, Section 22050(a) of the California Public Contract Code allows a public agency, in the event of an emergency, pursuant to four-fifths vote of its governing body, to repair or replace a public facility; take any directly related and immediate action required by that emergency; and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts; and

WHEREAS, on January 1, 2020, two piles underneath the small boat hoist on the Capitola Wharf ("Piles 1 and 2") broke, and previously a third pile ("Pile 3") had failed near the Wharf House restaurant; and

WHEREAS, on February 3, 2020, the Capitola City Council adopted Resolution No. 4166, finding that emergency conditions did not permit a delay resulting from competitive solicitation for bids for the repairs associated with the broken Wharf piles, and that action was necessary to respond to the emergency, and authorizing staff to proceed with the repair of the three piles referenced above, and procurement of the necessary equipment, services, and supplies for that purpose without giving notice for bids to let contracts; and

WHEREAS, subsequent to the Council's February 3, 2010 emergency declaration, City staff has discovered another missing pile that requires replacement ("Pile 4"), in order for workers and necessary equipment access to replace the piles underneath the hoist; and

WHEREAS, also subsequent to the Council's February 3, 2010 emergency declaration, City staff determined that Pile 3, a pile near the Wharf House Restaurant that had failed previously, is not endangering the structure and should be removed from the scope of work.

WHEREAS, Piles 1, 2, and 4 present an immediate danger to public safety because the boat hoist and wharf in those areas remain in danger of falling into the ocean and failure to immediately perform repairs would result in further danger and potential damage to public safety and property; and

WHEREAS, compliance with competitive bidding procedures typically takes several months and would not allow prompt action to be taken, as required to safeguard the public; and

WHEREAS, California Public Resources Code subsections 21080(b)(2) and (4) provide that the California Environmental Quality Act (CEQA) does not apply to emergency repairs to public service facilities or specific actions necessary to prevent or mitigate an emergency, and Section

8941

RESOLUTION NO. 4169

15269 of the CEQA Guidelines establishes a statutory exemption for emergency repairs to public service facilities necessary to maintain service, and other specific actions necessary to prevent or mitigate an emergency; and

WHEREAS, the damage to the piles in need of repair occurred suddenly and unexpectedly and involved a clear and imminent threat demanding immediate action to mitigate the immediate threat to public safety, and therefore emergency repairs to the piles and related infrastructure and improvements are exempt under CEQA.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Capitola that:

1. Pursuant to Public Contract Code section 22050(a), the City Council finds, based on substantial evidence, that the emergency will not permit a delay resulting from competitive solicitation for bids for the repairs associated with the broken Wharf piles, and that this action is necessary to respond to the emergency.
2. The City Council authorizes staff to proceed with the repair of the piles and procurement of the necessary equipment, services, and supplies for that purpose without giving notice for bids to let contracts.
3. Staff will proceed to obtain all necessary regulatory authorizations for the repair on an expedited basis using all available emergency procedures.
4. Staff will request all governmental entities with authority over this repair to expedite their consideration of the matter and to use available emergency procedures to ensure that this repair is completed in a timely manner.
5. The City Council will review the status of the emergency at each subsequent meeting and vote to authorize continuation of this resolution until the emergency action is completed.
6. Expenditures for this project will be made from the City's Measure F funds allocated for the Wharf Rehabilitation Project.

I HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the City Council of the City of Capitola on the 26th day of March, 2020, by the following vote:

AYES:	Council Members Bertrand, Bottorff, Brooks, Storey and Mayor Petersen
NOES:	None
ABSENT:	None
ABSTAIN:	None

Kristen Petersen, Mayor

Attest:

Chloe Woodmansee, Interim City Clerk

Attachment: Resolution No. 4169 (Wharf Emergency Repairs Update 4)



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: City Manager Department

SUBJECT: Consider Update on the COVID-19 Emergency Declaration

RECOMMENDED ACTION:

1. By super majority vote, make the determination that all hazards related to the worldwide spread of the coronavirus (COVID-19) as detailed in Resolution No. 4168 adopted by the City Council on March 12, 2020, still exist and that there is a need to continue action, and
2. Approve a resolution ratifying emergency orders to protect public safety by limiting parking to 1 hour in Capitola Village, closing to the public the Upper and Lower Beach and Village Parking Lots, and banning large shade structures on Capitola Beach.

BACKGROUND: On March 12, 2020 the City Council adopted Resolution No. 4168 proclaiming the existence of a local emergency due to the worldwide spread of the Coronavirus (COVID-19). All other jurisdictions within the County of Santa Cruz have adopted similar resolutions. On March 16, 2020, the County Health Officer issued a Countywide Shelter in Place of Residence Order to all residents.

On March 31, 2020, the County Health Officer issued an extended Countywide Shelter in Place order, which again directs all Santa Cruz County residents to stay in their homes unless completing essential activities or travelling to serve in an essential job function. The new order also provides further clarification on what constitutes essential outdoor recreation activities, and the different essential construction projects allowed under the order. This order is in effect until May 3, 2020, or until it is extended, rescinded, superseded, or amended by the Health Officer.

DISCUSSION: Due to the City's emergency declaration and the County's Shelter in Place order, City departments continue to implement strategies to protect the community and employees while maintaining essential levels of service to the public. Below are brief updates on activities by department:

Statewide Update

On March 27, 2020, Governor Gavin Newsom issued an Order that effectively prohibits all residential evictions for 60 days. The Order does not include commercial restrictions and does not conflict with the Urgency Ordinance Capitola adopted at its March 26 meeting. Since that time, Newsom has issued several additional Orders including, on March 30, an Order providing a 90-day extension for state and local taxes, including sales tax, for businesses filing a return for less than \$1 million in taxes. On April 2, he issued an Order prohibiting water shut offs to

COVID-19 Emergency- Update 2
April 9, 2020

residences and small business due to non-payment, and ordering the reinstatement of any residential water services that had been shut off since March 4. We expect additional Orders to be issued prior to the April 9 Council meeting.

Regional Update

As of April 3, there were 59 COVID-19 verified cases and one death in Santa Cruz County.

Management

Since the original shelter in place order, staff has focused its efforts to gain compliance on the beach and Esplanade areas. Initially signs were installed asking for social distancing and proactive police patrols were initiated. However, social distancing violations in Capitola Village and on the beach continued. Due to concerns about the concentration of people in the Capitola Village and beach areas, and the possibility of larger crowds gathering with warmer weather, the City Manager, as Director of Emergency Services, ordered the following measures in Emergency Order 1-2020:

- The Upper and Lower Beach and Village parking lots are closed to the public. The Upper Lot is open to permit parking and City employee parking only.
- The maximum allowed time to park in the Capitola Village has been reduced from the regular 3 hours to 1 hour.
- Large shade structures (pop ups, tents) are banned on Capitola Beach.

A resolution for City Council to ratify Emergency Order 1-2020 is included with this report.

Police

Staffing: Our staffing levels remain sufficient to continue the standard patrol schedule. If staffing levels are reduced below critical levels, the City will shift to two 12-hour patrol shifts per day. Our two new officers begin their respective training phases on April 4.

Office Operations: The public counter remains open from 8am to 5pm, averaging 4-6 visitors each day.

Personal Protective Equipment (PPE): For the time being we have enough N95 masks to properly equip our officers and civilian staff. The City received a shipment of N95 masks from the County Emergency Operations Center earlier in the week. Those masks have also been distributed to other departments in need of PPE.

The Department has issued an internal directive identifying a decontamination protocol for those officers who have been, or have likely been, exposed to the virus. Our protocol mirrors standards that have been introduced at Santa Cruz Police and the City of Santa Barbara.

Community: The City has received hand cleaner and disinfectant wipes from generous donors in our community, including “The Hook” in Capitola, “S&V Labs” in Watsonville, “Sono Healthcare” in Murieta, CA., and an anonymous donor who delivered a case of homemade hand gel.

Patrol & Calls for Service: Total calls for service remain normal although the calls related to health order violations are increasing daily. Officers continue to respond to each call and attempt to educate the public and gain compliance with the order. The recent parking restrictions seem to be working in the Village area.

COVID-19 Emergency- Update 2
April 9, 2020

Staff is tracking crime statistics during the shelter in place order. To date criminal activity seems unchanged, however there was a commercial burglary on lower 41st during the early morning hours on April 2. Officers were able to locate and arrest the suspect as he fled the business. Several thousand dollars of merchandise was recovered and detectives are in the process of seeking a search warrant for a local storage facility.

Finance

Payroll and accounts payable continue uninterrupted with staff working remotely. In addition to payroll hours and project codes for COVID related items, staff has also set-up codes for Disaster Service Workers as our first staff begin assignments this week. Finance has also worked with the City Manager's office on the implementation of the Families First Coronavirus Response Act which provides for Emergency Paid Sick Leave and expanded Family Medical Leave Act provisions. Accounts Receivable (AR) receipts are now being processed every Friday and next week staff will process monthly AR invoices which is about 1 week behind our normal schedule.

The FY 2020-21 Budget preparation continues with department budget requests due to the Finance Department on Friday, however, due to the present circumstances the Finance Department will work with other departments and maintain as much flexibility as possible while keeping the process moving forward. Staff has decided to slow the fee study update process and is tentatively targeting adjusting fees on January 1, 2021, rather than the original target date of July 1, 2020.

Community Development

The County's updated Shelter in Place order has significant impacts on construction in Capitola. Under the order the City will continue processing permits for the following types of construction:

- Projects immediately necessary to the maintenance, operation, or repair of Essential Infrastructure;
- Projects associated with Healthcare Operations, including creating or expanding Healthcare Operations;
- Affordable housing that is or will be income-restricted, including multi-unit or mixed-use developments;
- Public works projects if specifically designated as an Essential Governmental Function by the lead governmental agency;
- Shelters and temporary housing, but not including hotels or motels;
- Projects immediately necessary to provide critical non-commercial services to individuals experiencing homelessness, elderly persons, persons who are economically disadvantaged, and persons with special needs;
- Construction necessary to ensure that existing construction sites that must be shut down under this Order are left in a safe and secure manner, but only to the extent necessary to do so; and
- Construction or repair necessary to ensure that residences and buildings containing Essential Businesses are safe, sanitary, or habitable to the extent such construction or repair cannot reasonably be delayed;

Staff is currently creating a list of essential and non-essential active building permits. All applicants will be notified of the order, and if not essential, the necessary steps to shut down the project and leave it in a safe and secure manner.

Recreation Division

COVID-19 Emergency- Update 2
April 9, 2020

The new health order prompted staff to compose an updated letter to communicate that all classes and rentals scheduled to occur before May 3rd, are canceled. Recreation staff is working to refund participants enrolled and responding to email inquiry. ActiveNet, Recreation's registration provider, recently changed their refund policy; adding substantial cost to the City if refunds to credit cards are processed. Therefore, part of the communication outlined that refunds will be processed as credit to accounts, unless a check refund is requested. The remaining Afterschool Recreation Club session has been cancelled in light of the statewide school closure.

Staff has been working with one of our popular class teachers, to help transition her class to an online platform hosted by recreation. Recreation will hold a trial run of this virtual class, and if successful will launch a virtual class series and recruit additional instructors to participate.

Staff continues to interview Junior Guard Staff, in hopes that we will be able to offer summer programming.

Public Works

The Public Works crew continue to clean and disinfect public restrooms, pay stations, City Hall offices, and the Police Department daily, while continuing other essential operations.

In response to the health order issued on March 31, 2020, and in coordination with the neighboring jurisdictions, the City has adjusted the open/closed facilities as follows:

- Play structures have been closed
- Social distancing rules apply on the tennis and basketball courts. Updated signage is being installed.
- Skatepark, dog park, pump track to remain open with signage regarding social distancing
- All other park open spaces remain open for use with signage regarding social distancing

City Facilities and Parks

Closed:

- City Hall
 - Offices
 - Community Room
 - Council Chamber
 - Lobby Restrooms
- Jade Street Community Center
- Historical Museum
- Upper and Lower Beach and Village Parking lots (Upper Lot for employees and permits only)
- All playgrounds

Open:

- Police Department
- Esplanade Restrooms
- Capitola Wharf (to security gate, closed beyond the gate)
- Capitola Beach
 - Emergency Order as of April 2: Large shade structures banned
- Cortez Park
- Jade Street Park

COVID-19 Emergency- Update 2
April 9, 2020

- Outside restrooms
- Tennis Courts
- McGregor Park
- Monterey Park
- Noble Gulch Park
- Peery Park

FISCAL IMPACT: Hour and Project Codes have been set-up in payroll for tracking time for tasks related to COVID-19 and codes are set-up in accounts payable for tracking COVID-19 related expenses in anticipation of reimbursements from the federal and/or state government.

Anticipated reductions in Sales Tax and Transient Occupancy Tax as a result of this health crisis and shelter in place order could be substantial but remain impossible to estimate at this time.

Report Prepared By: Chloe Woodmansee
Interim City Clerk

Reviewed and Forwarded by:



Jamie Goldstein, City Manager 4/3/2020



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: Public Works Department

SUBJECT: Report from the Santa Cruz County Regional Transportation Commission on an Approved Measure D Amendment and Highway 1 Projects

RECOMMENDED ACTION: Receive informational report from the Executive Director of the Santa Cruz County Regional Transportation Commission.

BACKGROUND: On February 6, 2020, the City received notice that the Santa Cruz County Regional Transportation Commission (SCCRTC) adopted a resolution approving the First Amendment to the 2016 Measure D Transportation Improvement Expenditure Plan. This notice is included as Attachment 1. In summary, this amendment extends the limits of the Highway 1 auxiliary lane corridor project to include the stretches from Rio Del Mar Boulevard to State Park Drive and from Freedom Boulevard to Rio Del Mar Boulevard. The amendment also added bus on shoulders to the approved Highway Safety and Congestion Reduction Programs. The amendment went into effect 45 days following the date of the notice, which was on March 22, 2020. This item is on the agenda at the request of Councilmember Bertrand.

DISCUSSION: SCCRTC Executive Director, Guy Preston, will provide a report on this amendment including discussions on the Highway 1 projects adjacent to the City of Capitola.

This report is for informational purposes only and no action is required by the City Council.

FISCAL IMPACT: The Measure D funds allocated to the City of Capitola are not impacted by this amendment.

ATTACHMENTS:

1. SCCRTC Notice of Amendment to Measure D

Report Prepared By: Steve Jesberg
Public Works Director

RTC Update on Highway 1 Projects
April 9, 2020

Reviewed and Forwarded by:



Jamie Goldstein, City Manager

4/2/2020



SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

1523 Pacific Ave., Santa Cruz, CA 95060-3911 • (831) 460-3200 FAX (831) 460-3215 EMAIL info@sccrtc.org

February 6, 2020

The Honorable Kristen Petersen
Mayor, City of Capitola
420 Capitola Ave.
Capitola, CA 95010
Attn: City Manager

SUBJECT: Amendment to the 2016 Measure D Expenditure Plan

Dear Mayor Petersen:

This letter is to notify you that on February 6, 2020, the Santa Cruz County Regional Transportation Commission adopted by resolution findings of necessity and approved the First Amendment to the 2016 Measure D: Transportation Improvement Expenditure Plan for Santa Cruz County (also known as the Measure D Expenditure Plan).

Per Public Utilities Code Section 180207, the amendment will be effective forty-five days after providing notice and a copy of the proposed amendment to the Board of Supervisors and the City Councils in Santa Cruz County.

The amendment to the Measure D Expenditure Plan and additional information is attached to this letter.

If you have any questions, please contact me at 831-460-3200 or gpreston@sccrtc.org.

Sincerely,

GUY PRESTON
Executive Director

Attachments:

1. Amended Measure D Expenditure Plan
2. Staff Report and Resolution Amending the Measure D Expenditure Plan

cc: Public Works Director

Attachment: SCCRTC Notice of Amendment to Measure D (RTC Update on Highway 1 Projects)

AMENDMENT 1 TO
Santa Cruz County

2016 Measure D: Transportation Improvement Expenditure Plan
- Approved by over 2/3 of Santa Cruz County voters on November 8, 2016 -
- Amended in Accordance with Section 180207 of the Public Utilities Code by more than 2/3 of the total membership of the Authority on February 6, 2020

Overview

Measure D, the 2016 Transportation Improvement Expenditure Plan for Santa Cruz County provides a balanced vision to improve, operate and maintain Santa Cruz County's transportation network. Projects in the Expenditure Plan will provide safer routes to schools for local students; maintain mobility and independence for seniors and those with disabilities; invest in bicycle and pedestrian pathways and bridges on an unprecedented scale; repave roadways, repair potholes and improve safety on local streets; ease congestion on major roadways; and invest in transportation projects that reduce the pollution that causes global warming.

SUMMARY OF TRANSPORTATION INVESTMENTS	% of Funds
Neighborhood Projects	30%
Direct Allocation to Cities and County	
Local roadway pavement repair and operational improvements, school and neighborhood traffic safety projects, bicycle and pedestrian projects	
San Lorenzo Valley Hwy 9 Corridor Improvements - \$10 million Highway 17 Wildlife Crossing - \$5 million	
Highway Corridors	25%
Highway 1 Corridor	
Auxiliary lanes that separate entering and exiting traffic from through lanes to improve traffic flow and safety: 41st Ave-Soquel Dr; Bay/Porter-Park; State Park-Park; Rio del Mar-State Park ; Freedom-Rio del Mar	
Bicycle and pedestrian over-crossings	
Traveler Information and Transportation Demand Management	
<i>Example Programs:</i> Cruz511, Carpool/Vanpool Programs	
Highway Safety and Congestion Reduction Programs	20%
<i>Example Programs:</i> Freeway Service Patrol, bus on shoulder and Safe on 17 Enforcement	
Transit for Seniors and People with Disabilities	17%
Direct Allocation to Service Providers	
Santa Cruz METRO (16%) Community Bridges Lift Line Paratransit Service (4%)	
Active Transportation	8%
Monterey Bay Sanctuary Scenic Trail (Coastal Rail Trail)	
Bike and pedestrian trail construction; maintenance, management and drainage of rail and trail corridor; install conduit for internet and electrical services	
Rail Corridor	100%
Infrastructure Preservation and Analysis of Options	
<i>Example Projects:</i> Analysis (including environmental analysis) of both rail transit and non-rail options for the corridor; rail line maintenance and repairs	
Total	

Attachment: SCCRTC Notice of Amendment to Measure D (RTC Update on Highway 1 Projects)

DESCRIPTION OF PROJECTS AND PROGRAMS TO BE FUNDED

The Expenditure Plan identifies transportation projects to be funded from a new one-half of one percent transactions and use tax, to be collected for thirty (30) years, if two-thirds of voters approve the ballot measure in 2016. The Expenditure Plan was approved by the voters of Santa Cruz County as a means to address insufficient funding to meet current and projected transportation needs in Santa Cruz County. Given current sales tax receipts, one-half of one percent transaction and use tax is expected to generate \$17 million a year in 2016 dollars, totaling approximately \$500 million for transportation investments. These local funds can be used to leverage state and federal transportation funds that would otherwise be unavailable. The investments described in the Expenditure Plan reflect the best efforts to achieve consensus among varied transportation needs of Santa Cruz County residents.

Three types of investments are funded in the Expenditure Plan: investment categories which are allocated a percentage of net revenues, capital investments which are allocated specific dollar amounts, and ongoing direct allocations of a percentage of net revenues to cities, the County of Santa Cruz, and transit operators for capital projects and operations. The following describes the investments funded by the 2016 Measure D: Transportation Improvement Expenditure Plan for Santa Cruz County.

Neighborhood Projects – 30% per year

Direct Allocation to Cities and County

The existing local street and road, bicycle, and pedestrian systems are critical to the everyday movement of people within the county. Much of the local roadway system is aging, has potholes, and is in need of major repair. Continued deferred maintenance will result in an exponential increase in the cost of maintaining the roadway system. Additionally, many sections of the county currently have inadequate facilities for bicyclists and pedestrians to travel safely. Current resources, without generation of new revenues for transportation, cannot provide adequate funding to maintain the local roadway system at the level necessary to adequately serve the public or expand the bicycle and pedestrian system to encourage more users.

Approximately \$135 million (\$4.5 million per year) in Measure Revenues will be allocated to the cities of Capitola, Santa Cruz, Scotts Valley, and Watsonville and the County of Santa Cruz for transportation projects. Projects to be funded with Measure Revenues may include: fixing potholes, local roadway repairs, rehabilitation, reconstruction and intersection improvements; new and improved sidewalks, crosswalks and bicycle lanes and paths, especially near schools; and other transportation projects as necessary for the benefit of residents in those jurisdictions. The County of Santa Cruz and the cities of Capitola, Santa Cruz, Scotts Valley and Watsonville, who are best able to determine their local transportation needs, shall each prepare an annual report through a public process to identify how they plan to spend their share of measure funds and how measure funds were spent in the prior year.

Funds will be distributed at least quarterly to cities and the County of Santa Cruz based on each jurisdiction's proportional share of the countywide population (29%), lane miles of roadway (39%) and site where the Measure Revenue from the transaction and use tax is generated (32%). Population, road mile, and tax site generation figures will be updated each year based on the latest available data.

San Lorenzo Valley Highway 9 Corridor

Ten (\$10) million in Measure Revenues is designated for transportation projects improving travel for residents of San Lorenzo Valley. Example projects may include:

- Safety projects for people walking, biking or driving in the Highway 9 corridor through San Lorenzo Valley
- Projects that provide safe access to schools along or near Highway 9
- Intersection and signal improvements
- Bicycle lanes, paths and/or signage
- Accessible pedestrian crosswalks and sidewalks, including lighting and flashing pedestrian beacons that increase visibility
- Improved access to bus stops and bus service

Highway 17 Wildlife Crossing

Highway 17 is a major connection between the Monterey Bay Region and San Francisco Bay Area. The dense traffic, concrete median barriers, and lack of drainage culverts and/or bridge undercrossings makes Highway 17 a major barrier for wildlife moving through the Santa Cruz Mountains. Mountain lions, bobcats and deer have all been hit trying to cross Highway 17 which also makes it dangerous for the motorists. Five (\$5) million in Measure Revenues will be allocated for construction of a safe passage for wildlife to cross under Highway 17. This project will improve safety for both drivers and wildlife.

Highway Corridors – 25%

Aging highway systems continue to operate under high traffic volumes as population, and thus demand for moving people and goods increases. State highways provide essential mobility for Santa Cruz County residents, businesses, and visitors. The highway corridors are the region's main thoroughfares with Highway 1 carrying over 100,000 people daily. Measure Revenues are needed to improve traffic flow and safety as state and federal formula funds do not fund most highway improvements in Santa Cruz County. Measure Revenues (25% or approximately \$125 million total) will be allocated to Highway 1 and Highway 17 corridor projects to increase the safety and efficiency of these corridors in Santa Cruz County.

Highway 1 Corridor

Highway investments included in the Expenditure Plan, improve traffic flow and safety on Highway 1, especially for South County and Mid-County commuters, small businesses, bus riders and first responders (law enforcement, fire, medical) by adding auxiliary lanes between ~~three~~ five interchanges: 41st Ave-Soquel Dr; Bay Ave/Porter St-Park Ave; and State Park Dr-Park Ave; [Rio del Mar Blvd-State Park Dr](#); and [Freedom Blvd- Rio del Mar Blvd](#). Auxiliary lanes are lower cost highway projects that can improve flow by separating entering or exiting traffic from the

through lanes. Approximately 10% of all of the injuries and fatalities in Santa Cruz County in 2013 occurred between Soquel Dr and Park Ave on Highway 1. Auxiliary lanes can help to improve safety on this high traffic volume corridor.

New bridges for cyclists and pedestrians

Highways can separate neighborhoods and make it harder to ride a bike or walk to access locations of interest. In order to improve bicycle and pedestrian movement between neighborhoods, employment, retail, medical, and recreation sites on either side of Highway 1, Measure Revenues can be used to construct bicycle/pedestrian bridges crossing over Highway 1 including crossings in Live Oak near Chanticleer Avenue and in Aptos/Seacliff near Mar Vista Elementary School. Measure Revenues can also improve bicycle and pedestrian facilities on existing crossings.

Traveler Information and Transportation Demand Management

The efficiency of the existing transportation system can be increased by promoting use of transit, carpooling, vanpooling, as well as bicycling and walking. Transportation demand management strategies can reduce the number of vehicles on our roadways especially during peak periods. Examples of transportation demand management programs that could be funded by this measure include "Cruz511", the traveler information service for Santa Cruz County, and carpool/vanpool programs.

Highway Safety and Congestion Reduction Programs

Improving safety is a primary goal of this measure. Programs that reduce fatal and injury collisions on highways and reduce congestion are also funded by Measure Revenues. Examples of programs that improve safety and reduce congestion are the Safe on 17 Task Force, [bus on shoulders](#) and the Freeway Service Patrol (roving tow trucks that remove stalled or disabled vehicles, debris, and other obstructions that may cause backups).

Transportation for Seniors and People with Disabilities – 20% per year

Direct Allocation to Service Providers

Seniors and disabled persons make up an increasing percentage of Santa Cruz County's population. For seniors and persons with disabilities, access to healthcare, social services, shopping, and recreation is key to quality of life. A number of specialized transportation programs have been implemented which meet specialized needs for transportation to medical services, social service programs, shopping and other purposes that cannot be met by conventional bus transit. An aging population will require maintenance and expansion of transit and paratransit services for elderly and disabled residents into the future.

Measure Revenues (16% or approximately \$2.75 million per year) will be distributed to Santa Cruz Metropolitan Transit District (METRO) to provide transit and paratransit service for seniors and people with disabilities. Measure Revenues (4% or approximately \$680,000 per year) will be allocated to the Consolidated Transportation Services Agency for Santa Cruz County (Community Bridges-Lift Line) for paratransit service. Paratransit works with social service agencies to

increase transportation options for seniors, individuals with disabilities, and persons with low incomes. Funds will be distributed at least quarterly.

Active Transportation – 17%

Monterey Bay Sanctuary Scenic Trail (Coastal Rail Trail)

Measure Revenues (17% or approximately \$85 million total) will be allocated for the Monterey Bay Sanctuary Scenic Trail Network, otherwise known as the Coastal Rail Trail, for people walking and bicycling along the coast in Santa Cruz County. The coastal rail and trail corridor connects Watsonville, Aptos, Capitola, Live Oak, Santa Cruz, and Davenport and links to trails in Monterey County. The trail offers spectacular views of the Monterey Bay, historic trestles, and a flat surface free of automobile traffic. This trail will provide kids, commuters and recreational bicyclists and walkers a safe and enjoyable way to travel. Funds will be used for trail construction, maintenance, operation, management and drainage of the rail and trail corridor and will leverage other state and federal grants for completion of the trail network.

Rail Corridor – 8%

Infrastructure Preservation and Analysis of Options

Eight percent of Measure Revenues (approximately \$40 million total) will be used for preservation of the Rail Corridor infrastructure and analysis of its future potential use to better serve Santa Cruz County residents and visitors. Projects include analysis (including environmental and economic analysis) to answer important community questions about possible future transit and other transportation uses of the corridor through an open, transparent public process; and maintaining and repairing the publicly-owned Santa Cruz Branch Rail Line. The Measure Revenues do not include funding for any new train/rail service. If the Regional Transportation Commission determines that the best use of the corridor is an option other than rail transit, funds may be utilized for other transportation improvements along and near the corridor.

Notes

(1) Estimated revenues from a ½-cent transaction and use tax are \$17 million per year (in 2016 dollars) for 30 years. The present value (i.e., present day purchasing power) of the Measure Revenues is forecasted to be approximately \$500 Million. The actual revenues to be received over the 30-year life of the tax will be affected by various economic factors, such as inflation and economic growth or decline. The estimated amounts for each category reflect the allocation of approximately \$500 Million. The estimated amounts for each category, divided by \$500 Million, establishes ratios for the allocation among the categories. While total revenues will vary, the net percentages to each investment category will remain constant over the 30-year life of the tax.

(2) Percentages are net after costs required for administration, implementation and oversight of the measure -- including annual independent fiscal audits, reports to the public, preparation and implementation of state-mandated reports, oversight committee, and other administration, implementation and oversight responsibilities as may be necessary to

administer and implement the Ordinance and the Expenditure Plan. Administrative salaries and benefits shall not exceed 1% of total Measure Revenues.

(3) If bonding is used to advance implementation of any of these projects, finance costs will be paid from the percent of funds designated for the associated investment category.

(4) It is anticipated that a portion of the total costs of the projects included in the Expenditure Plan will also be funded from federal, state, and local sources, as described in the Regional Transportation Plan (RTP).

(5) Outside of the funds to local jurisdictions and transit agencies which will be allocated on an ongoing basis, based on revenues generated, the Santa Cruz County Regional Transportation Commission shall allocate Measure Revenues to all other categories of transportation projects and specific capital projects. Capital investments will be made based upon clearly defined project descriptions and limits resulting from the outcomes of environmental analyses, design engineering, and public input, as applicable.

(6) In the event that any agency that is designated funds through the Expenditure Plan is dissolved, the redistribution of funds will be based on the same formulas minus the dissolved agency. New or successor entities that come into existence in Santa Cruz County during the life of the Expenditure Plan, such as incorporation of a new city, merging of agencies, or designation of a new agency as the county Consolidated Transportation Services Agency or transit agency, may be considered as eligible recipients of funds through the amendment process as set forth in the Ordinance.

Lead Agency:



Santa Cruz County Regional Transportation Commission
www.sccrtc.org
831.460.3210

Attachment: SCCRTC Notice of Amendment to Measure D (RTC Update on Highway 1 Projects)

AGENDA: February 6, 2020

TO: Regional Transportation Commission (RTC)
FROM: Guy Preston, Executive Director
RE: Amendment to the Measure D Expenditure Plan

RECOMMENDATIONS

Staff recommends that the Regional Transportation Commission (RTC):

1. Adopt by Resolution (Attachment 1) findings of necessity and initiate/propose the First Amendment to the Measure D Expenditure Plan to be effective forty-five days after notice of the First Amendment is provided as required by Public Utilities Code Section 180207.
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BACKGROUND

On November 8, 2016, the voters of Santa Cruz County approved the Measure D Ordinance (the Ordinance) enacting a retail transaction and use tax dedicated to making transportation improvements. The Ordinance includes an Expenditure Plan and a requirement that the Santa Cruz County Regional Transportation Commission (RTC), in its role as the Measure D Authority, shall allocate, administer, and oversee the expenditure of all Measure Revenues which are not directly allocated by formula annually to other agencies through an Implementation Plan, which it will update at least every 5 years, following a public hearing.

When the Ordinance was drafted and passed, state and federal funding sources available to improve, maintain, and operate the local, multi-modal transportation system had dramatically decreased and become increasingly unreliable. As such, Measure D was intended to be a local transportation funding source to supplement and leverage state and federal funding sources.

The Expenditure Plan outlines the use of Measure Revenues distributed across five investment categories. The investment categories are consistent with the Regional Transportation Plan (RTP) and improve mobility, promote sustainability, and improve safety regionally.

Staff released a DRAFT Measure D Strategic Implementation Plan (SIP) for public review on Friday, December 20, 2019. A public hearing was held on January 16, 2020. One of the public comments received expressed concern that auxiliary lanes between Freedom Boulevard and State Park Drive were not specifically called out in the Measure D Expenditure Plan that was approved by the voters. That comment suggested that RTC should follow the amendment process provided for in the Ordinance to add the auxiliary lanes between Freedom Boulevard and State Park Drive to the Expenditure Plan.

DISCUSSION

The Measure D Expenditure Plan provided for 25% of Revenues to be allocated to Highway 1 and Highway 17 corridor projects to increase the safety and efficiency of these corridors in Santa Cruz County. The Highway Corridor investment category of the Expenditure Plan states that highway investments included in the Expenditure Plan improve traffic flow and safety on Highway 1, especially for South County and Mid-County commuters, small business, bus riders and first responders (law enforcement, fire, medical) by adding auxiliary lanes between three interchanges: 41st Ave-Soquel Dr; Bay Ave/Porter St-Park Ave; and State Park Dr-Park Avenue. Auxiliary lanes are identified as lower cost highway projects that can improve flow by separating entering or exiting traffic from the through lanes and can help improve the safety on this high traffic volume corridor.

The Highway Corridor investment category of the Expenditure Plan also states that programs that reduce fatal injury collisions on highways and reduce congestion are also funded by Measure Revenues. The Expenditure Plan provides example programs that improve safety and reduce congestion, including the Safe on 17 Task Force and the Freeway Service Patrol programs.

In addition Measure D Section 5.E. states that Measure Revenue, including any interest or other earnings thereon, may only be used for transportation purposes described in the Ordinance and Expenditure Plan (Exhibit A), including: the implementation and administration of all provisions and requirements of this Ordinance as amended; the construction, acquisition, maintenance, and operation of streets, roads, highways, including local roads, state highways and public transit systems.

Section 25 of the Ordinance states that this Ordinance may be amended to provide for the use of additional federal, state, and local revenues, to account for unexpected revenues, or to take into consideration unforeseen circumstances. The Ordinance and Expenditure Plan may only be amended, if required, by the following process set forth in Section 180207 of the Public Utilities Code: (1) Initiation of amendments by the Authority reciting findings of necessity; (2) Provisions of notice and a copy of amendments provided to the Board of Supervisors and the City Councils in Santa Cruz County; (3) The proposed amendments shall become effective 45 days after notice is given. Initiation and approval of amendments require a two-thirds (2/3) vote of the total membership of the Authority.

Although Measure D provides significant funding to deliver the Regional investments identified in the Expenditure Plan, it was not intended to fully fund all investments. Section 9 of the ordinance states that leveraging or matching of outside funding sources is strongly encouraged. Any additional transportation revenues made available through their replacement by matching funds will be spent based on the principals outlined for fund allocations described in the Ordinance and Expenditure Plan.

When the Ordinance was written and adopted by the voters, there was limited and unreliable state and federal funding sources. In 2017, the California State Legislature passed, and the Governor signed Senate Bill 1 (Beall, 2017), also known as the Road

Repair and Accountability Act of 2017, increasing transportation funding by an estimated \$52.4 billion over the next 10-years. Senate Bill 1 (SB1) includes an estimated \$250 million per year for projects that will improve traffic flow and mobility along the state's most congested routes through the Solutions to Congested Corridors Program (SCCP). SB1 also includes an estimated \$200 million per year as matching funds to local agencies with voter-approved transportation tax measures through the Local Partnership Program (LPP). Consistent with Public Utilities Code Section 180207, these two SB1 grant programs represent additional state funds and are also an unforeseen circumstance that significantly expanded the leveraging capacity of Measure D Revenues, especially for the types of improvements contemplated by the Highway Corridor investment category of the Expenditure Plan.

On June 26, 2018 Monterey Salinas Transit (MTS) and Santa Cruz Metropolitan Transit District (METRO) completed a Project Report and Feasibility Study of Bus on Shoulder (BOS) Operations on State Route 1 (SR 1) and the Monterey Branch Line, identifying a hybrid auxiliary lane / BOS project on SR 1 between the Morrissey Boulevard and Freedom Boulevard interchanges as a sustainable and cost-effective way to provide meaningful benefits to transit riders in the corridor

In December 2018, the California Department of Transportation (Caltrans) and the Federal Highway Administration (FHWA) certified a Highway 1 Programmatic (Tier 1) EIR with a preferred alternative that included auxiliary lanes between Freedom Boulevard and Bay/Porter Street and between 41st Avenue and Soquel Avenue/Drive. On January 17, 2019, the RTC adopted the Unified Corridor Investment Study (UCIS) identifying a preferred scenario of improvements on three east-west corridors, including Highway 1. The preferred scenario from the UCIS included integrating bus on shoulder with the construction of auxiliary lanes, with a strategy to utilize Measure D funds as matching funds to compete for and secure state and federal competitive grants for the hybrid auxiliary lane / BOS project segments.

On May 23, 2019, the RTC completed a report for the State Route 1 Auxiliary Lane Bus on Shoulder Concept of Operations, which represents a hybrid auxiliary lane / BOS facility extending from Morrissey Boulevard to Freedom Boulevard. The California Department of Transportation (Caltrans) and the California Highway Patrol (CHP) have both supported the hybrid auxiliary lane / BOS project concept report on SR 1, between Morrissey Boulevard and Freedom Boulevard, which fulfilled a requirement of the legislation which allows Santa Cruz METRO to advance a transit bus-only program using the shoulders of Highway 1.

The guidelines for the SB 1 SCCP and LPP competitive grants are extremely favorable towards projects that are multi-modal and innovative. The hybrid auxiliary lane / BOS corridor project fits well within these guidelines and is likely to receive grant funding in the next two to three rounds. Funds are restricted to the construction component of the project and the project must have environmental clearance within 6-months of CTC program adoption. The next round of funding is expected to be adopted in December 2020. Based on project schedules and work underway, RTC will be eligible to apply for the Auxiliary Lane / BOS projects from 41st Avenue to Soquel Drive (environmental complete and at 95% final design) and from State Park to Bay/Porter (environmental expected in March 2021). If RTC advances environmental clearance of the proposed Freedom Boulevard to State Park Auxiliary Lane / BOS project, it will

likely be eligible to compete for funding in the subsequent round of SB1 SCCP and LPP competitive grant funding, expected in 2022.

Although the Highway 1 - Freedom to Rio del Mar and Rio del Mar to State Park auxiliary lanes and BOS improvements are not expressly excluded from the voter approved Expenditure Plan, amending the Expenditure Plan, in accordance with the Ordinance and the process set forth in Section 180207 of the California Public Utilities Code, to include those segments of Highway 1 would provide more clarity.

Recommendation

Staff recommends that the Regional Transportation Commission adopt by resolution (Attachment 1) findings of necessity and initiate and propose the First Amendment to the Measure D Expenditure Plan to be effective forty-five days after notice of the First Amendment is provided as required by Public Utilities Code Section 180207.

Next Steps

If the First Amendment is approved, the Executive Director would provide notice and a copy of the proposed amendment to the Board of Supervisors and the City Councils in Santa Cruz County. The proposed amendment shall become effective 45 days after notice is given.

FISCAL IMPACT

There is no direct fiscal impact associated with this proposed amendment. The amendment will provide opportunities for RTC to leverage Measure D funds for additional SB1 and other potential grant opportunities.

SUMMARY

The RTC, in its role as the Authority, may amend the Measure D Ordinance and Expenditure Plan to provide for the use of additional federal, state, and local revenues, to account for unexpected revenues, or to take into consideration unforeseen circumstance. Staff recommends that the Commission adopt by resolution (Attachment 1) findings of necessity and initiate the first amendment to the Measure D Expenditure Plan in order to provide clarity that the Highway 1 program of projects to provide auxiliary lanes from Freedom Boulevard to Rio del Mar and from Rio del Mar Boulevard to State Park Drive and BOS improvements are specifically included in the Measure D Expenditure Plan.

Attachments:

1. Resolution Reciting Findings of Necessity and Initiating the First Amendment to the Measure D Expenditure Plan (Exhibit A)

RESOLUTION NO. 91-19

Adopted by the Santa Cruz County Regional Transportation Commission
on the date of February 6, 2020
on the motion of Commissioner Alternate Schiffrin
duly seconded by Commissioner Friend

A RESOLUTION RECITING FINDINGS OF NECESSITY AND INITIATING/PROPOSING THE FIRST AMENDMENT TO THE MEASURE D EXPENDITURE PLAN TO BE EFFECTIVE FORTY-FIVE DAYS AFTER NOTICE OF THE FIRST AMENDMENT IS PROVIDED AS REQUIRED BY PUBLIC UTILITIES CODE SECTION 180207.

WHEREAS, on November 8, 2016, the voters of Santa Cruz County, pursuant to the provisions of the Local Transportation Authority and Improvement Act, California Public Utilities Code, Division 19, Section 18000 et seq. (the "Act"), adopted the Measure D Ordinance (the "Ordinance") approving the Santa Cruz County Regional Transportation Commission ("RTC") to administer the proceeds from a retail transactions and use tax of one-half of one-percent (0.5%) for 30 years to improve, operate, and maintain Santa Cruz County's transportation network; and

WHEREAS, the Ordinance was passed as a means to supplement and leverage state and federal transportation funding sources; and

WHEREAS, the Ordinance includes an Expenditure Plan that outlines the use of transportation funds that will be generated through the tax measure over the next 30 years; and

WHEREAS, the Ordinance includes five investment categories, including a category for Highway Corridors; and

WHEREAS, the Highway Corridor investment category provides funds for Highway 1 and Highway 17 corridor projects to improve the safety and efficiency of these corridors in Santa Cruz County; and

WHEREAS, Highway 1 investments included in the Expenditure Plan, improve traffic flow and safety on Highway 1, especially for South County and Mid-County commuters, small businesses, bus riders, and first responders by adding auxiliary lanes between interchanges; and

WHEREAS, Assembly Bill (AB) 946 (Stone, 2013) authorizes transit buses to utilize highway shoulders in Monterey and Santa Cruz Counties; and

WHEREAS, on June 26, 2018 Monterey Salinas Transit (MTS) and Santa Cruz Metropolitan Transit District (METRO) completed a Project Report and Feasibility Study of Bus on Shoulder (BOS) Operations on State Route 1 (SR 1) and the Monterey Branch Line, identifying a hybrid auxiliary lane / BOS project on SR 1 between the Morrissey Boulevard and Freedom Boulevard interchanges as a sustainable and cost-effective way to provide meaningful benefits to transit riders in the corridor; and

WHEREAS, in December, 2018, the California Department of Transportation (Caltrans) and the Federal Highway Administration (FHWA) certified a Highway 1

Programmatic (Tier 1) Environmental Impact Report / Environmental Assessment with a preferred alternative that included auxiliary lanes between Freedom Boulevard and Bay/Porter Street and between 41st Avenue and Soquel Avenue/Drive.

WHEREAS, on January 17, 2019, the RTC adopted the Unified Corridor Investment Study (UCIS) to identify a preferred scenario of improvements on three east-west corridors, including Highway 1; and

WHEREAS, the preferred scenario from the UCIS included integrating bus on shoulder with the construction of auxiliary lanes, with a strategy to utilize Measure D funds as matching funds to compete for and secure state and federal competitive grants for the hybrid auxiliary lane / BOS project segments; and

WHEREAS, on May 23, 2019, the RTC completed a report for the State Route 1 Auxiliary Lane Bus on Shoulder Concept of Operations, which represents a hybrid auxiliary lane / BOS facility extending from Morrissey Boulevard to Freedom Boulevard; and

WHEREAS, the California Department of Transportation (Caltrans) and the California Highway Patrol (CHP) have both supported the hybrid auxiliary lane / BOS project concept report on SR 1, between Morrissey Boulevard and Freedom Boulevard, which fulfilled an AB946 requirement, and allows Santa Cruz METRO to advance a transit bus-only program using the shoulders of Highway 1; and

WHEREAS, when the Ordinance was written and adopted by the voters, there was limited and unreliable state and federal funding sources; and

WHEREAS, in 2017, the California State Legislature passed, and the Governor signed Senate Bill 1 (Beall, 2017), also known as the Road Repair and Accountability Act of 2017, increasing transportation funding by an estimated \$52.4 billion over the next 10-years; and

WHEREAS, Senate Bill 1 (SB1) includes an estimated \$250 million per year for projects that will improve traffic flow and mobility along the state's most congested routes through the Solutions to Congested Corridors Program (SCCP); and

WHEREAS, SB1 includes an estimated \$200 million per year as matching funds to local agencies with voter-approved transportation tax measures; and

WHEREAS, SB1 grant programs expanded the leveraging capacity of Measure D Revenues.

WHEREAS, RTC's auxiliary lane and bus on shoulders projects are well positioned to compete for SB1 SCCP and LPP grant opportunities in the next two to three cycles; and

WHEREAS, the Ordinance and Expenditure Plan may be amended to provide for the use of additional federal, state, and local revenues, to account for unexpected revenues, or to take into consideration unforeseen circumstances; and

WHEREAS, the Ordinance and Expenditure Plan may only be amended by the

following process set forth in Section 180207 of the Public Utilities Code: (1) Initiation/proposal of amendments by the Authority reciting findings of necessity; (2) Provisions of notice and a copy of amendments provided to the Board of Supervisors and the City Councils in Santa Cruz County; (3) The proposed amendments shall become effective 45 days after notice is given.

WHEREAS, amendments shall require a two-thirds (2/3) vote of the total membership of the Authority.

THEREFORE, BE IT RESOLVED BY THE SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION THAT:

1. The following findings of necessity relating to the proposed First Amendment to the Measure D Expenditure Plan related specifically to Highway 1 between Freedom Boulevard and Soquel Drive are recited:
 - a. Significant operations and safety challenges continue ensuring continued significant congestion along the Highway 1 corridor and necessitating that RTC work to address these challenges; and
 - b. The operations and safety challenges and the resulting congestion continue to hamper business activity access between the City of Watsonville and other parts of the county necessitating that RTC work to address those challenges; and
 - c. The proposed amendment to the Expenditure Plan will address these safety and operations challenges by helping to ensure access to state and federal funding sources for the implementation of hybrid auxiliary lane and bus on shoulder facilities; and
 - d. Senate Bill 1 (SB1) provides additional state funding and significantly improved opportunity for the RTC to address the transportation challenges of Santa Cruz County necessitating that the RTC do all that it can to leverage as much SB 1 funding as possible to improve to the fullest extent possible the transportation system of Santa Cruz County; and
 - e. Section 9 of the Measure D Ordinance provides that “[l]everaging or matching of outside funding sources is strongly encouraged”; and
 - f. The guidelines for the SB1 SCCP and LPP competitive grants are extremely favorable towards projects that are multi-modal and innovative, however, funds are restricted to the construction component of the project and the project must have environmental clearance within 6-months of CTC program adoption. The proposed amendment to the Expenditure Plan would allow these projects to be eligible for potential SB1 funding thereby fulfilling the leveraging preference stated in Measure D.
2. A hybrid auxiliary lane / BOS facility along Highway 1, including segments from the Rio del Mar Boulevard to State Park Drive and the Freedom Boulevard to Rio del Mar Boulevard interchanges, is consistent with the principles outlined for fund allocations described in the Ordinance and Expenditure Plan.
3. The passage of SB1, as a dedicated funding source for transportation projects provides additional state funding for qualifying projects and was unforeseen when the Ordinance and Expenditure Plan were drafted and adopted.

- 4. The Measure D – Expenditure Plan shall be amended to clearly designate auxiliary lanes between the Rio del Mar Boulevard and State Park Drive and the Freedom Boulevard and Rio del Mar Boulevard interchanges and to designate bus on shoulders as part of the Highway Safety and Congestion Reduction Programs as shown in Exhibit A.
- 5. Staff is directed to provide notice and a copy of proposed amendment to the Board of Supervisors and the City Councils in Santa Cruz County as required by Public Utilities Code Section 180207.
- 6. The proposed amendment shall become effective 45 days after notice is given.

AYES: COMMISSIONERS **Bertrand, Brown, Caput, Coffman-Gomez, Friend, Gonzalez, Johnson, Leopold, McPherson, Rotkin, and Commissioner Alternates Meyer and Schiffri**

NOES: COMMISSIONERS

ABSTAIN: COMMISSIONERS

ABSENT: COMMISSIONERS



 Bruce McPherson, Chair

ATTEST:


 Guy Preston, Secretary

Attachments

- 1. Exhibit A - Proposed Amendment to Measure D Expenditure Plan

Attachment: SCCRTC Notice of Amendment to Measure D (RTC Update on Highway 1 Projects)



CAPITOLA CITY COUNCIL AGENDA REPORT

MEETING OF APRIL 9, 2020

FROM: City Manager Department

SUBJECT: Consider Allocating \$10,000 of Emergency Grant Funding to Help Address the COVID-19 Pandemic

RECOMMENDED ACTION: Consider uses for \$10,000 of emergency grant funds.

BACKGROUND: As part of the Capitola Community Grant Program, the City Council dedicated \$10,000 for local critical needs, setting those funds aside and not allocating them during the budget process. Any use of these funds needs approval by City Council. Last meeting Mayor Peterson requested a Council discussion regarding the use of these funds to help with the COVID-19 pandemic.

DISCUSSION: City Council can approve the use of the local critical need fund to help meet needs during the pandemic. Staff has compiled a list of potential uses for the funds during the COVID-19 crisis:

- Offset costs of Personal Protective Equipment (PPE), disinfectants/sanitizers, and enhanced decontamination equipment for Police, Public Works, and other employees. This equipment is being acquired as available, however supply of the equipment has been limited. The estimated total current and projected expenditures on PPE, sanitizers and the decontamination equipment is approximately \$5,000
- Help reduce fees for online Recreation Classes. In effort to keep the community active and connected, the Recreation Division is attempting to host virtual classes with our class instructors during the COVID-19 shelter in place order. In order to reduce costs for community members impacted by COVID-19, and to help the Recreation Division pilot new formats to offer City services, the City could waive the standard \$18 registration fee for the class. If the Recreation Division is successful in enrolling 60 participants, the anticipated cost would be \$1,080
- Update the City website to allow for improved communication. Prior to the COVID-19 crisis, City staff had been working on a plan to refresh and modernize the City's website. With City Hall closed to public access, this need has become especially apparent during the COVID-19 crisis. One of the primary improvements would be to better communicate current and upcoming City issues to the public. The proposed website update would include design enhancements, new website features, and more tightly integrate with City social media accounts. The cost of the update is \$4,000 and would take 3-4 months to complete, which would extend beyond the current health orders, but may be relevant

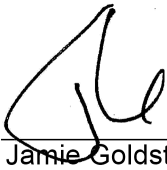
Emergency Funds for COVID-19
April 9, 2020

- Pay for the installation of public sanitation stations at three locations: McGregor, Esplanade, and Jade Street Parks. The City is enforcing the Public Health Order and social distancing guidelines; however, staff believes more locations for the community to clean their hands would be a benefit. The anticipated costs of these stations are \$120/month with a \$30 setup charge for each station.
- Donate to the Community Foundation of Santa Cruz County, which has created COVID-19 Local Response Fund. The Fund supports organizations throughout Santa Cruz County. As of March 30, 2020, the Community Foundation has granted over \$500,000 from this fund. The priority of the fund is organizations on the frontlines of COVID-19 response.

FISCAL IMPACT: Up to \$10,000 for Local Critical Emergencies which is included in the Fiscal Year 2019/2020 budget.

Report Prepared By: Larry Laurent
Assistant to the City Manager

Reviewed and Forwarded by:



Jamie Goldstein, City Manager

4/3/2020