

**CAPITOLA CITY COUNCIL  
REGULAR MEETING ACTION MINUTES  
THURSDAY, MAY 13, 2021 - 7 PM**

**CLOSED SESSION – 5:30 PM**

**CONFERENCE WITH LABOR NEGOTIATORS**

**(Gov't Code § 54957.6)**

Negotiators: Algeria Ford, Larry Laurent

Employee Organizations: (1) Association of Capitola Employees; (2) Police Captains; (3) Mid-Management Group; (4) Department Heads; (5) Confidential Employees; (6) Capitola Police Officers Association

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

**(Gov't Code § 54957(b))**

City Council Performance Evaluation of City Attorney

**REGULAR MEETING OF THE CAPITOLA CITY COUNCIL - 7 PM**

**1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

Council Member Jacques Bertrand: Remote, Council Member Kristen Petersen: Remote, Vice Mayor Sam Storey: Remote, Mayor Yvette Brooks: Remote, Council Member Margaux Keiser: Remote.

**2. PRESENTATIONS**

A. Presentation from Visit Santa Cruz

Maggie Ivy, CEO of Visit Santa Cruz County, presented on the state of tourism and the effects of the COVID pandemic on our local area.

**3. REPORT ON CLOSED SESSION**

**4. ADDITIONAL MATERIALS**

**5. ADDITIONS AND DELETIONS TO AGENDA – NONE**

**6. PUBLIC COMMENTS – NONE**

**7. STAFF / CITY COUNCIL COMMENTS**

Vice-Mayor Storey reported that the BIA presented updated banners as part of their Village beautification initiative at the recent Art and Cultural Commission meeting

Council Member Petersen announced that May is Community Action month.

Council Member Keiser asked that staff return with a flag policy or solution to allow for the City to fly the Pride flag during the month of June.

Mayor Brooks acknowledged the emails received regarding Central Coast Community Power's recent

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proposed changes.

**8. CONSENT CALENDAR**

<b>MOTION:</b>	<b>APPROVE, RECEIVE, AUTHORIZE, AND DETERMINE AS RECOMMENDED</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristen Petersen
<b>SECONDER:</b>	Margaux Keiser
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

- A. Consider the April 22, 2021, City Council Regular Meeting Minutes  
RECOMMENDED ACTION: Approve minutes.
- B. Planning Commission Action Minutes  
RECOMMENDED ACTION: Receive minutes.
- C. Approval of City Check Registers Dated April 2, April 9, April 16, April 23, and April 30.  
RECOMMENDED ACTION: Approve the check registers.
- D. Contract with Workbench for Accessory Dwelling Unit Guidance and Prototypes  
RECOMMENDED ACTION: Authorize the City Manager to enter a contract with Workbench in the amount of \$107,000 for the Senate Bill 2 project developing public outreach tools regarding Accessory Dwelling Units (ADUs) and create four ADU prototype building plans.
- E. Amend the Current Joint Powers Authority Agreement with the Santa Cruz County Library Finance Authority  
RECOMMENDED ACTION: Approve the third amendment to the Joint Powers Authority agreement establishing the Santa Cruz County Library Financing Authority and authorize the City Manager to sign the amendment.
- F. Receive Update on Pandemic Response  
RECOMMENDED ACTION: 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.

**9. GENERAL GOVERNMENT / PUBLIC HEARINGS**

- A. Presentation of Coastal Commission Recommended Modifications to Capitola Municipal Code Chapter 17: Zoning Code  
RECOMMENDED ACTION: Receive staff presentation and adopt a resolution accepting the California Coastal Commission modifications to amendments to the City of Capitola General Plan Map, Zoning Map, and Zoning code Chapters 17.28 Visitor Serving Overlay Zones and Chapter 17.88 Incentive for Community Benefits, and reinstating portions of Zoning Code Chapter 17.30 V-S Visitor Serving District specific to the Monarch Cove Inn.

Community Development Herlihy presented a staff report.

Vice-Mayor Storey asked if the owner of the theater site could develop something for

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residential use; Director Herlihy replied that to do so a zoning code amendment would be required.

Council Member Bertrand clarified that there is no timeline for the Monarch Cove property to discuss further requirements with Staff and the Coastal Commission; this can be on their timeframe.

There was no public comment.

<b>MOTION:</b>	<b>ADOPT RESOLUTION AS RECOMMENDED</b>
<b>RESULT:</b>	<b>ADOPTED [4 TO 0]</b>
<b>MOVER:</b>	Jacques Bertrand
<b>SECONDER:</b>	Kristen Petersen
<b>AYES:</b>	Jacques Bertrand, Kristen Petersen, Yvette Brooks, Margaux Keiser
<b>RECUSED:</b>	Sam Storey

- B. Update on the Wharf Rehabilitation Project, Contract Amendment with Moffatt and Nichol Engineers for Final Design and Construction Services and Authorization to Proceed with Preparing Plans and Specifications for a Piling Repair Project  
RECOMMENDED ACTION: Approve a contract amendment to Moffatt and Nichol Engineers contract for the Wharf Rehabilitation Project in the amount of \$351,300 for final design and construction services and receive a report regarding a phased project to address existing failing piles in advance of the primary wharf resiliency project.

Public Works Director Jesberg presented the staff report.

Vice-Mayor Storey asked if upon getting final plans, the project would be presented in a public hearing; Director Jesberg said that staff would bring back project specs, etc., for final approval.

Council Member Keiser confirmed that filing the piles with concrete now is a long-term repair and will not need to be redone upon the project's start.

There was no public comment.

<b>MOTION:</b>	<b>APPROVE CONTRACT AMENDMENT</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jacques Bertrand
<b>SECONDER:</b>	Kristen Petersen
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

- C. Camp Capitola in the Soquel Union Elementary School District  
RECOMMENDED ACTION: Receive presentation regarding the operation of the Camp Capitola program at Soquel Union Elementary School District sites and adopt the proposed resolution amending the FY 2020/2021 Recreation Division budget.

Recreation Division Supervisor Bryant-LeBlond presented the staff report.

In response to a question from Council Member Petersen, Supervisor Bryant-LeBlond said that

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the State has not released changed/updated COVID-guidance and that Recreation will follow any guidance more recent upon the start of Family Camp.

<b>MOTION:</b>	<b>RECEIVE PRESENTATION</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Sam Storey
<b>SECONDER:</b>	Margaux Keiser
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

D. Receive Report on Grant Award from California Office of Emergency Services for Emergency Power Improvements at the City Hall Complex  
RECOMMENDED ACTION: Authorize the Department of Public Works to issue a request for qualification and advertise for bids for a design/build contract to install solar panels, battery storage, and related equipment for emergency power at the City Hall Complex.

Director Jesberg presented a brief staff report.

There was no public comment.

<b>MOTION:</b>	<b>AUTHORIZE DEPARMET OF PUBLIC WORKS TO ISSUE DESIGN/BUILD CONTRACT</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Jacques Bertrand, Council Member
<b>SECONDER:</b>	Margaux Keiser, Council Member
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

E. Review Implicit Bias Training Proposals  
RECOMMENDED ACTION: Select a vendor for implicit/unconscious bias training and authorize the City Manager to negotiate and enter into an agreement for the training.

Assistant to the City Manager Laurent presented the staff report.

Council Member Petersen asked if there was a previously approved budget range that should be considered when selecting a vendor; Assistant Laurent replied that staff had identified funding for any of the three options.

Both Chief McManus and Assistant Laurent emphasized that all three selected vendors are equally qualified to provide sufficient training.

There was no public comment.

Council Member Petersen said that her preference leaned towards CircleUp, Council Member Keiser and Vice-Mayor Storey agreed.

Mayor Brooks emphasized her preference for in-person training.

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<b>MOTION:</b>	<b>DIRECT STAFF TO SELECT CIRCLE UP AS THE VENDOR FOR IMPLICIT/UNCONSCIOUS BIAS TRAINING AND AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR THE TRAINING</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristen Petersen
<b>SECONDER:</b>	Margaux Keiser
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

**10. ADJOURNMENT**

The meeting was closed at 8:36 PM to the next regular City Council meeting scheduled for May 27, 2021. Council will meet for a special meeting/budget hearing on May 20.

DocuSigned by:  
  
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Yvette Brooks, Mayor

ATTEST:

DocuSigned by:  
  
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Chloé Woodmansee, City Clerk

**APPROVED MAY 27, 2020**