

FINAL CAPITOLA CITY COUNCIL REGULAR MEETING MINUTES THURSDAY, JANUARY 14, 2021 - 7 PM

CALL TO ORDER AND ROLL CALL

Mayor Brooks called the meeting to order at 6 p.m.

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

No members of the public were present, and the Council adjourned to the virtual meeting with the following items to be discussed in Closed Session:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Gov't Code § 54956.9(d)(4).

Initiation of litigation, one potential case

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Gov't Code § 54956.8)

Property: Wharf House, 1400 Wharf Road, Capitola, CA

City Negotiator: Larry Laurent

Negotiating Parties: Willie Case

Under Negotiation: Price & terms of payment

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. Introduce New Employee Account Clerk Leda Laidlaw-Hunter

Finance Director Malberg introduced the new Account Clerk.

B. Introduce New Employee Personnel Analyst Renee DeMar

Assistant to the City Manager Laurent introduced the new Personnel Analyst.

C. Presentation from Santa Cruz Metropolitan Transit District CEO Alex Clifford

CEO Alex Clifford presented on the status of Santa Cruz County Metro and highlighted operational changes made to address the COVID-19 pandemic.

Vice Mayor Storey asked for more details about the potential on-demand bus services; Mr. Clifford said that the service will be offered as "door to door".

Council Member Bertrand asked about the special facility proposed near Dominican Hospital; Mr. Clifford explained that SC METRO will own the land and build their own facility to include a park-ride lot, transit staff, customer service, ADA compliance, and other administrative

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support. He noted that for the project to move forward, a Cal Facilities Grant is necessary.

- 3. **REPORT ON CLOSED SESSION** – direction was given to staff
- 4. **ADDITIONAL MATERIALS** – one updated contract for Item 9.D
- 5. **ADDITIONS AND DELETIONS TO AGENDA** – none
- 6. **PUBLIC COMMENTS** – none
- 7. **CITY COUNCIL / STAFF COMMENTS**

Public Works Director Jesberg announced that the City received bids for the Capitola Avenue Sidewalk project and that construction will start in six to eight weeks.

Recreation Supervisor Bryant-LeBlond announced the three winners of Reflections 2020 art contest: Vote: Make a Plan by Myra Eastman, (professional) Be of Good Courage by Teri Goldner Robbins (Novice); and The Mask by Ila Bonney (Youth)

Council Member Bertrand commended the surfers who recently saved several sailing students in Santa Cruz after they capsized near the harbor. The children were not harmed because of the surfers' quick action and bravery.

Mayor Brooks reminded the community that Grey Bears is looking for volunteers.

Council Member Petersen thanked all healthcare workers and encouraged the community to continue wearing masks and practicing social distancing.

8. **CONSENT CALENDAR**

MOTION:	APPROVE, RECEIVE, ADOPT, AND MAKE DETERMINATION AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Storey
SECONDER:	Jacques Bertrand
AYES:	Bertrand, Petersen, Storey, Brooks, Keiser

- A. Consider the December 10, 2020, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes.
- B. Approval of City Check Registers Dated November 20, December 4, December 11 and December 18
RECOMMENDED ACTION: Approve check registers.
- C. Receive Audit Report for Fiscal Year 2019-20
RECOMMENDED ACTION: Receive report.
- D. Consider an Amended 2021 Meeting Schedule for the City Council/Successor Agency520-40
RECOMMENDED ACTION: Adopt the amended regular meeting schedule for 2021.

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- E. Receive Update on the City's 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. Consider Extending the Temporary COVID-19 Outdoor Activities and Encroachment Agreement to a Date Certain.
RECOMMENDED ACTION: Direct staff to prepare the necessary documentation to allow outdoor dining and other commercial outdoor activities to continue until May 31st.

Community Development Director Herlihy presented a brief staff report.

Council Member Petersen asked for clarification regarding the Stay Home Order; Director Herlihy replied that though under current Orders outdoor dining is not allowed, extending the activity encroachment agreements to a date certain would apply only if/when the area is again allowed outdoor dining, and explained that staff brought this before Council early so that businesses can prepare.

Mayor Brooks confirmed that the encroachment agreement permits are still free. In response to a question, Mayor Brooks was told that a re-evaluation of the outdoor activity encroachment permit program would be brought before Council in May.

There was no public comment.

MOMTION:	APPROVE STAFF RECOMMENDATION BY DIRECTING STAFF TO ALLOW OUTDOOR DINING/ACTIVITIES TO CONTINUE UNTIL MAY 31, 2021.
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kristen Petersen
SECONDER:	Jacques Bertrand
AYES:	Bertrand, Petersen, Storey, Brooks, Keiser

- B. Review Council Appointments
RECOMMENDED ACTION: Appoint representatives to City advisory bodies and review appointments on County/Regional boards, committees, and commissions.

After a brief staff report by Clerk Woodmansee, Council made the following appointments:

Architecture & Site Committee:

- Frank Phanton
- Daniel Gomez
- Daniel Townsend
- Carolyn Swift

Art & Cultural Commission:

- Vice Mayor Storey will continue as representative

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Commission on the Environment:

- Council Member Petersen appointed Cathlin Atchison
- Vice Mayor Storey appointed Meredith Keet
- Mayor Brooks appointed Michelle Beritzhoff-Law
- Council Member Bertrand appointed Peter Wilk
- Council Member Keiser will serve

Finance Advisory Committee:

- Mayor Brooks will serve
- Vice Mayor Storey will serve
- Council Member Keiser appointed Anthony Rovai
- Council Member Bertrand appointed Paul Estey
- Council Member Petersen appointed Laura Alioto

Art & Cultural Commission:

- Vice Mayor Storey will continue as representative

Criminal Justice Council:

- Council Member Petersen
- Council Member Keiser as alternate

SC County Flood Control & Water District:

- Council Member Bertrand
- Council Member Petersen as alternate

SC County Library Financing Authority:

- Council Member Petersen
- Council Member Bertrand as alternate

SC County Regional Transportation Committee:

- Council Member Bertrand
- Council Member Storey as alternate

SC Library Advisory Commission:

- Mike Termini

C. Consider Entering a Lifeguarding Contract with the City of Santa Cruz Marine Safety Division

RECOMMENDED ACTION: Authorize the City Manager to sign two-year contract in an amount not to exceed \$91,500 per year with the City of Santa Cruz Marine Safety Division.

Recreation Division Leader Bryant-LeBlond presented the staff report.

Vice Mayor Storey asked a question about contract language allowing for Santa Cruz to request an increase in compensation. Staff clarified that this was standard and included in the chance of an extended season where more life-guard service is required.

There was no public comment.

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MOTION:	AUTHORIZE THE CITY MANAGER TO SIGN THE TWO-YEAR CONTRACT WITH THE CITY OF SANTA CRUZ MARINE SAFETY DIVISION IN AN AMOUNT NOT TO EXCEED \$91,500 PER YEAR
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Storey
SECONDER:	Jacques Bertrand
AYES:	Bertrand, Petersen, Storey, Brooks, Keiser

D. Junior Guard Instructor Training Contract

RECOMMENDED ACTION: Authorize the City Manager to sign two-year contract in an amount not to exceed \$17,000 per year with Central Fire Protection District.

Recreation Division Leader Bryant-LeBlond presented the staff report.

Council Member Bertrand asked if Central Fire staff would remain the same, staff replied yes.

There was no public comment.

Fire Chief Walbridge thanked Council and said that in consolidating with Aptos and La Selva, Central Fire will broaden the range of services.

MOTION:	AUTHORIZE THE CITY MANAGER TO SIGN TWO-YEAR CONTRACT WITH CENTRAL FIRE PROTECTION DISTRICT NOT TO EXCEED \$17,000 PER YEAR.
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Kristen Petersen, Council Member
AYES:	Bertrand, Petersen, Storey, Brooks, Keiser

E. Consider Increasing the Number of Available Surf & Coffee Permits for 2021

RECOMMENDED ACTION: Receive report and consider increasing the maximum number of Morning Village Parking Permit Program Surf and Coffee Permit from 50 to 75 to allow for expanded program participation.

Captain Dally presented a brief staff report.

Council Member Keiser confirmed that the permits are annual and expressed an interest in lowering the permit price for local applicants.

Council Member Bertrand confirmed that local merchants were not concerned about an increase in the number of permits; Captain Dally replied that in discussing the permit program with the Business Improvement Area, merchants were supportive of the increase.

Council Member Petersen asked for how many permits had been made out for out-of-county residents. Captain Dally replied that the answer was unknown, and emphasized that the program has sold out within days for several years in a row.

Council Member Storey asked if a 25 permit increase would meet the demand of those on the permit wait list – Captain Dally clarified that there is not an official wait list, and that an increase of 25 permits is a moderate reasonable first step to modifying the program, so as not to take away from metered parking in the Village.

There was no public comment.

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City Manager Goldstein suggested that if Council desired a more substantial change to the Coffee and Surf Permit Program, they discuss this during the budget goals discussion scheduled for some time in February.

Mayor Brooks agreed and asked that Police begin tracking how many calls are received seeking additional permits.

Council Member Bertrand asked that the parking issues be addressed in the future.

Mayor Brooks asked that staff research if the Coastal Commission would take issue with treating "locals" differently than other permit applicants, if the program were to be changed.

MOTION:	APPROVE STAFF RECOMMENDATION AND INCREASE THE SUFG AND COFFEE PERMIT PROGRAM BY 25 PERMITS
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Margaux Keiser
SECONDER:	Kristen Petersen
AYES:	Bertrand, Petersen, Storey, Brooks, Keiser


10. ADJOURNMENT

The meeting was closed at 8:52 PM.

DocuSigned by:

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 Yvette Brooks, Mayor

ATTEST:

DocuSigned by:

 B3B746FAACD54BA...
 Chloé Woodmansee, City Clerk

APPROVED JANUARY 28, 2021