

**CAPITOLA CITY COUNCIL
REGULAR MEETING ACTION MINUTES
THURSDAY, OCTOBER 8, 2020 - 7 PM**

CALL TO ORDER AND ROLL CALL

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

Council Member Ed Bottorff: Remote, Council Member Jacques Bertrand: Remote, Council Member Sam Storey: Remote, Mayor Kristen Petersen: Remote, Vice 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 - SIGNIFICANT EXPOSURE TO
LITIGATION**

(Gov't Code § 54956.9(d)(2).)

one potential case

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL – 7 PM

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

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

2. REPORT ON CLOSED SESSION

Council provided staff with direction; there was no further reportable action.

3. ADDITIONAL MATERIALS

There were two emails in favor of the staff recommendation for Item 8.C

4. ADDITIONS AND DELETIONS TO AGENDA

City Manager Goldstein recommended Council pull Item 8.A for consideration at a future meeting; Council agreed.

5. PUBLIC COMMENTS – NONE

6. CITY COUNCIL / STAFF COMMENTS

City Manager Goldstein announced that Interim City Clerk Woodmansee had been appointed as City Clerk.

Vice-Mayor Brooks reminded the public of the Black Lives Matter movement.

Councilmember Bottorff thanked the Capitola Police Department for serving the City during unprecedented times.

Mayor Petersen echoed Vice-Mayor Brooks' and Councilmember Bottorff's comments, and said that she has attended several important League of California Cities virtual seminars, including one on how to empower women in local government.

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7. CONSENT CALENDAR

Item 7.C was pulled for discussion by Councilmember Bertrand, and was heard after a voting on the remaining Consent Calendar items.

MOTION:	APPROVE ITEMS 7.A, 7.B AND 7.D AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Storey
SECONDER:	Ed Bottorff
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- A. Consider the September 24, 2020, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes.
- B. Contract with D. W. Alley & Associates for Required Biological Monitoring During Construction of the Flume and Jetty Rehabilitation Project
RECOMMENDED ACTION: Approve a sole source \$55,000 contract with D.W. Alley and Associates for marine and fishery monitoring required under the permits for the Capitola Beach Flume and Jetty Rehabilitation Project.
- C. Out of School Time Program Budget Amendment
RECOMMENDED ACTION: Authorize amending the Fiscal Year 2020-21 Budget based on the attached budget amendment.

Councilmember Bertrand asked Recreation Supervisor Bryant-Leblond if families had been contacted regarding newly available funding/scholarships. She responded that registration has reached out to individuals who enrolled and then dropped out due to a lack of funds, and enrollment overall has also increased.

MOTION:	APPROVE ITEM 7.C AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Bottorff
SECONDER:	Bertrand
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- D. 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.

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. First Reading of Inclusionary (Affordable) Housing Ordinance
RECOMMENDED ACTION: Approve the first reading and waive reading of the text of the proposed Ordinance amending Title 18.02 Affordable (Inclusionary) Housing

This item was pulled from the agenda, to be heard at a future meeting.

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B. Solid Waste Disposal agreement with Monterey Regional Waste Management District

RECOMMENDED ACTION: Authorize the City Manager to enter into an updated agreement with Monterey Regional Waste Management District for solid waste generated in the City of Capitola

Assistant to the City Manager Laurent presented the staff report.

Councilmember Storey asked about a table in the packet and confirmed that Capitola rates will be increasing by about \$2 in July, and then gradually after that to the same rate as other member agencies.

Councilmember Bertrand asked about the ability to recycle organic waste and mentioned the Governor increasing the reimbursement fee for recycled glass. Assistant Laurent replied that the City does have a commercial composting program in place with GreenWaste. Tim Flanagan, General Manager for Waste Management District, said that for residential composting, Waste Management will be running a pilot program with their organic waste collector. He said the City would need to work with GreenWaste Recovery to fully implement a composting program.

There was no public comment.

MOTION:	APPROVE STAFF RECOMMENDATION
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ed Bottorff
SECONDER:	Jacques Bertrand
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

C. Establish the Personnel Analyst and Deputy City Clerk Classifications

RECOMMENDED ACTION:

1. Approve the creation of Personnel Analyst and Deputy City Clerk classifications and job descriptions
2. Adopt a resolution amending the City of Capitola Salary Schedule
3. Approve Side Letter with Confidential Employees
4. Authorize staff to recruit and fill Personnel Analyst and Deputy City Clerk positions at 20-hours per week

City Manager Goldstein presented the staff report.

There was no public comment.

MOTION:	APPROVE STAFF RECOMMENDATION
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jacques Bertrand
SECONDER:	Ed Bottorff
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

D. Overview of Zoning Code Public Review in Preparation for Adoption

RECOMMENDED ACTION: Accept staff presentation on the zoning code update and continue the item to the October 22, 2020, meeting for a first reading of the ordinance.

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Director Herlihy presented the staff report. She highlighted two further topics that had changes since their last review: 1) drive-through facilities and 2) rooftop decks.

Councilmember Bertrand asked about Coastal Commission staff's perspective on the Village Hotel section of code, particularly why they had recommended changing the bluff language. Director Herlihy said that they were not attached to that specific language and had instead recommended it for the benefit of City staff and applicants. Since Council indicated a desire to keep below the bluff line language, rather than 10 feet, that will be included and should not be an issue in being approved.

There was no public comment.

Councilmember Bertrand said he did not feel the Village Hotel section of code strongly aligned with public feedback that was previously received.

MOTION:	APPROVE STAFF RECOMMENDATION
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ed Bottorff
SECONDER:	Jacques Bertrand
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks


9. ADJOURNMENT

The meeting was closed at 7:46 PM.

DocuSigned by:

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 Kristen Petersen, Mayor

ATTEST:

DocuSigned by:

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 Chloé Woodmansee, City Clerk

APPROVED OCTOBER 22, 2020