

**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, MARCH 12, 2020 - 7:00 PM**

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

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

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: Remote.

2. REPORT ON CLOSED SESSION - None

3. ADDITIONAL MATERIALS

Item 7.A. – updated staff report

Item 7.B. – public comment

4. ADDITIONS AND DELETIONS TO AGENDA

Item 8.H., Local Health Emergency Declaration was added under General Government / Public Hearings.

5. PUBLIC COMMENTS

Raquel White from CIFAC discussed her construction organization.

6. CITY COUNCIL / STAFF COMMENTS

City Manager Goldstein acknowledged Linda Fridy's retirement and her last City Council meeting as City Clerk. He also made an announcement regarding COVID-19.

Council Member Bertrand spoke on COVID-19 concerns.

Mayor Petersen explained why the Red Cross Proclamation and the award honoring the Volunteers in Policing were not presented at this meeting.

Council Member Brooks requested that an emergency item be added to the agenda. City Attorney Zutler noted the item will require a majority vote by the Council.

7. CONSENT CALENDAR

Items 7.A. and 7.B. were moved for discussion under General Government / Public Hearings Items 8.F. and 8.G. respectively.

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

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- A. Consider a New General Special Event Permit for Women on Waves
RECOMMENDED ACTION: Council discretion to either approve or deny a new General Special Event Permit for the Women on Waves Surf and Swim Contest in Capitola Village on October 10, 2020, including an Encroachment Permit for use of Esplanade Park and an Amplified Sound Permit.

Chief McManus presented the staff report.

In public comment, the following people spoke in favor of this event:

- Kevin Keat
- Ilana Zanbelt
- Nanda Malville
- Ted Donnelly

Council Members Bertrand, Bottorff and Storey expressed their support for this event.

MOTION:	APPROVED AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvette Brooks, Vice Mayor
SECONDER:	Sam Storey, Council Member
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- B. First Reading of 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: Pass the first reading of a 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, amended from introduction based on State feedback, and waive reading of the text.

Community Development Director Herlihy presented the staff report.

In public comment, Rob Sonenfeld suggested amending the LCP to find alternative ways to limit street parking. Dennis Norton opposed the parking requirement.

Council Member Storey discussed balancing conflicting interests and relaxing our standards in the coastal zone.

MOTION:	ADOPT THE ORDINANCE AS DRAFTED
RESULT:	FIRST READING [UNANIMOUS]
MOVER:	Sam Storey, Council Member
SECONDER:	Yvette Brooks, Vice Mayor
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- C. Consider Fiscal Year 2020-21 Budget Principles and Goals [330-05]
RECOMMENDED ACTION: Adopt the Fiscal Year 2020-21 Budget Principles and Goals and identify related key projects and programs.

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City Manager Goldstein presented the staff report.

All Councilmembers presented their lists of priority projects and programs.

MOTION:	ADOPT THE BUDGET PRINCIPLES AND GOALS AS AMENDED AND BRING BACK TO COUNCIL FOR FINAL REVIEW
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Yvette Brooks, Vice Mayor
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- D. Consider a Community Survey Contract
RECOMMENDED ACTION: Authorize the City Manager to enter into a contract with Gene Bregman and Associates in an amount not to exceed \$14,000 for a community survey to help gauge public interest on potential ballot measures for the November election.

MOTION:	APPROVE AS AMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvette Brooks, Vice Mayor
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

- E. First Reading of an Ordinance Amending Chapter 17.80 Signs
RECOMMENDED ACTION: Pass the first reading of a proposed Ordinance amending Title 17 to align with recent legal decisions regarding non-commercial signs, amended from introduction to allow 120 days for political signs, and waive reading of the text.

Community Development Director Herlihy presented the staff report.

Mayor Petersen had a question regarding the time limit to remove campaign signs after an election.

MOTION:	ADOPT ORDINANCE AS DRAFTED
RESULT:	FIRST READING [4 TO 1]
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Sam Storey, Council Member
AYES:	Ed Bottorff, Jacques Bertrand, Sam Storey, Kristen Petersen
NAYS:	Yvette Brooks

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F. 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.

Public Works Director Jesberg presented the staff report.

Councilmember Bertrand asked about the pipeline.

MOTION:	ACCEPT REPORT AND ADOPT AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Sam Storey, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

G. 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.

Public Works Director Jesberg presented the staff report.

In public comment, Raquel White commented on the wharf repair.

MOTION:	ACCEPT REPORT AND ADOPT AS AMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jacques Bertrand, Council Member
SECONDER:	Sam Storey, Council Member
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks

H. Local Health Emergency Declaration

RECOMMENDED ACTION: Add an emergency item to the agenda and pass the first reading of a proposed ordinance determining whether or not the City should declare a public health emergency due to the Corona Virus.

City Attorney Zutler presented a draft ordinance making the City Manager the Director of Emergency Services.

Chief McManus answered questions about equipment.

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MOTION:	ADOPT ORDINANCE AS DRAFTED
RESULT:	FIRST READING [UNANIMOUS]
MOVER:	Yvette Brooks, Council Member
SECONDER:	Sam Storey, Council Member
AYES:	Bottorff, Bertrand, Storey, Petersen, Brooks


10. ADJOURNMENT

The meeting adjourned at 10:00 p.m.



Kristen Petersen, Mayor

ATTEST:

DocuSigned by:


Liz Nichols, Deputy City Clerk

APPROVED APRIL 23, 2020