

**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, FEBRUARY 22, 2018**

CALL TO ORDER

Mayor Termini called the meeting to order at 5:30 p.m. with the following items to be discussed in Closed Session:

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**[Govt. Code § 54956.9(d)(1)]**

(two cases)

City of Capitola v. Water Rock Construction, Inc.

Santa Clara Superior Court Case No. 16CV295795

City of Capitola v. D'Angelo

Santa Cruz County Superior Court Case No. CV 181659

CONFERENCE WITH LABOR NEGOTIATOR [Govt. Code § 54957.6]

Negotiator: Dania Torres Wong

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

There was no public comment; therefore, the City Council recessed to Closed Session in the City Manager's Office.

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL - 7 PM**1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

Council Member Stephanie Harlan: Present, Council Member Ed Bottorff: Present, Mayor Michael Termini: Present, Vice Mayor Jacques Bertrand: Present, Council Member Kristen Petersen: Present.

Treasurer Peter Wilk was present.

2. PRESENTATIONS**A. Santa Cruz METRO State of the District**

Alex Clifford presented an overview of the state of METRO and its bus and paratransit services. About 50 percent of riders are UCSC students and staff. Fares provide 24 percent of revenues. Additional local support from sales tax and the recent Measure D make it a self-help district, qualifying for certain other funding. He thanked voters and the legislature for their support.

He has met with the new Capitola Mall owners about relocating the transit center located there. METRO is also working with the Regional Transportation Commission on its Unified Corridor study providing input on the role buses could play. His board will be considering resolutions in support Proposition 69 on the June ballot and against efforts to overturn SB 1.

The district's largest capital challenge is the need to replace 62 buses.

3. REPORT ON CLOSED SESSION

Assistant City Attorney Reed Gallogly said the Council took no reportable action.

4. ADDITIONAL MATERIALS

- A. Item 9.A – 35 public comment communications
- B. Item 9.B – Revised staff report

5. ADDITIONS AND DELETIONS TO AGENDA

City Manager Jamie Goldstein noted there was an error referencing the wrong committee in the staff report for Consent Calendar Item 8.C, but the agenda and resolution are correct.

6. PUBLIC COMMENTS - None

7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Treasurer Peter Wilk reported that the Finance Advisory Committee previewed the mid-year budget report and supported it. He also noted a new auditor contract is on this evening's agenda and praised the process to review the bids. He believes the recommended firm will support the City's continuing efforts at financial transparency.

City Clerk Linda Fridy explained the new comment card procedure.

Council Member Petersen noted there is an orientation for new Museum volunteers this weekend.

Council Member Bertrand noted the local community will be participating in marches to support efforts related to school safety and preventing mass shootings.

Council Member Harlan opposes the new comment cards. She requested that an update on the Soquel Creek Management Plan be presented in next 60 days to see if additional budget support is needed.

In response to a question, Public Works Director Steve Jesberg explained why the Depot Hill stairs are now entirely yellow. Mayor Termini asked for some contrast, and confirmed CalTrans impacts on 41st Avenue traffic timing.

8. CONSENT CALENDAR

For Item A, minutes approval, under Item 6 Council Member Bertrand asked to add that he also confirmed that the consultant is developing the methods for the Unified Corridor Study and those will be reported at a public meeting.

MOTION:	APPROVE AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ed Bottorff, Council Member
SECONDER:	Jacques Bertrand, Vice Mayor
AYES:	Harlan, Bottorff, Termini, Bertrand, Petersen

- A. Consider the February 8, 2018, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes.

- B. Approval of City Check Registers Dated January 5, January 12, January 19 and January 26, 2018
RECOMMENDED ACTION: Approve check registers.
- C. Consider a Resolution Updating Finance Advisory Committee Membership [230-10]
RECOMMENDED ACTION: Adopt **Resolution No. 4105**.
- D. Consider Accepting Grant Funding from the State Controller's Office Budget Act of 2016
RECOMMENDED ACTION: Accept grant funding from the State Controller's Office Budget Act of 2016 in the amount of \$49,239 to be disbursed by the City of Watsonville and authorize amending the Fiscal Year 2017/18 general fund operating budget to increase revenue and expenditures by \$49,239.
- E. Approve Contract for New Auditor
RECOMMENDED ACTION: Authorize the City Manager to execute a three-year agreement for professional auditing services with Vavrinek, Trine, Day & Co., LLP, certified public accountants, to conduct the 2017/18 through 2019/20 fiscal year audits and required reports in the amount not-to-exceed \$48,720 annually.

9. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. Consider Jewel Box Traffic Calming Implementation and Funding Plans
RECOMMENDED ACTION: Review implementation plan details for a trial of Jewel Box Traffic Calming Project: Option 4 and provide direction to staff.

Director Jesberg presented the staff report and explained the required Coastal Development Permit and related CEQA (California Environmental Quality Act) compliance. Options include a shorter, 45-day trial at a cost of about \$50,000, the original six-month period at \$100,000, or developing alternate Jewel Box traffic calming options for future Council consideration.

In response to a question, he noted that traffic consultant Kimley Horn continues to recommend using CalTrans standards of a single-day traffic count on a Tuesday, Wednesday or Thursday during peak hours. One study would be conducted before implementation and two during. He explained that rerouting traffic that may impact certain intersections requires studies, but efforts to slow traffic such as speed bumps do not.

Molly Ording, Traffic and Parking Commission chair, expressed concern about Topaz cut-through traffic and asked for action.

Melinda Bento, Topaz, noted the residents have been working for more than a year on solutions.

Kathleen Schelhorse, 45th Avenue, asked for an overall look at addressing safety and speed throughout the Jewel Box.

Dan Hasting, Crystal, opposes barricades and their cost.

Molly Graessle, Garnet, opposes the barricades because of their impacts on local carpoools.

Ron Burke, 47th Avenue, acknowledged the increased cut-through traffic but said speed bumps do not decrease traffic.

Mike Gerard, Opal, expressed concern about costs and rerouting or one-way down Topaz.

Brett Graessle, Garnet, opposes barricades but would welcome other ideas.

Jim Sherman, Crystal, opposes barricades.

Jim Donaldson does not see a way to reduce cut-throughs without shifting traffic. He suggested installing curbs, gutters, and sidewalks on Topaz or limiting parking or installing bike lanes and speed bumps.

Jim Hobbs, Topaz, thanked Council for attempts to address traffic issues. He was surprised at the option that was supported. Topaz neighbors request a one-way trial west.

Sue Crawford, 47th and Opal, said speed bumps on 47th do not work to slow traffic and she would like to try barricades.

Bill McDonald, 47th and Jewel, agrees that traffic has increased and asked for some action.

Jake Graessle, Garnet, echoed concerns about carpool impacts and advocated for other options than barricades.

Marcos Vescovi, Topaz, remains worried about safety.

Bill Gray, Prospect, said the barricade option is too much and encouraged signage and police presence.

Christie Donaldson, Opal, spoke on behalf of five neighbors and asked that the discussion be restarted. She questioned safety concerns on Topaz.

Ron Reed, Surf and Sand, is concerned that traffic will come through the mobile home park.

Linda Smith, Prospect, noted the selected option was highly opposed by survey respondents and is costly. She worries about impacts on Capitola Road.

Mick Routh, Crystal, noted procedural errors in the initial decision (letter on file). He asked for a collaborative effort to address concerns and to rescind the previous direction.

Neal Savage, Opal, thanked the Council for its efforts and asked it to rescind the previous decision and look at less impactful options. He distinguished between safety and reduced volume and asked for a proportional response. (Full comments on file)

Geni St. John, 47th Avenue, said she is concerned about barricades and emergency response. She asked the city to work with the fire department and others.

Dwight Dillon, Jewel, opposes the cost of traffic surveys. He asked for increased police presence.

David Aaron, Garnet, asked Council to rescind the decision and consider other options.

Kurt, Topaz, shares the concern about the original plan cost and would like to see a one-way option.

Dana Ingersoll, Topaz and 47th, noted that Topaz is a popular pedestrian route and requested a one-way option.

Anna Morocco, Topaz, shared the neighbors' process of working with the Council and Traffic and Parking Commission and survey development. (Full comments on file)

Cherry McDonald, Jewel, said she has seen a significant increase in traffic and noise on the speed bumps.

Rose Filicetti, Opal, thanked the Council for its response. She asked it to rescind the previous decision and to consider implementing incremental changes that address commute-time traffic on Topaz. She also requested additional community meetings. (Comments on file)

Andrew Morocco shared a message from Carin Hanna, Traffic and Parking Commission, in support of the recent action. (Letter on file).

John Nicol, 49th Avenue, opposes the barricades.

Kimberly Howard, Garnet, believes the option adopted is more than is needed to address the problem.

Suzanne Murphy, 47th Avenue, felt the survey was not helpful and the option selected was not popular with those who participated. She opposes spending on a traffic study.

Kathy Howard, Garnet, asked the Council to rescind its decision and consider other options.

Al Carlton, Jewel, opposes the barricades and noted a previous similar effort was unsuccessful.

Kurt, Topaz, said cut-through traffic is not solved by speed bumps.

Frank Borgess, Crystal, praised the one-way portion on his street.

Following public comment, Mayor Termini explained that the appropriate approach to "rescinding" the previous vote on the trial for 47th bollard installation is to abandon that vote, and he recommended separate motions to first address the previous vote and then address other options.

MOTION:	ABANDON THE DECISION OF JANUARY 25, 2018, TO PURSUE A TRIAL OF SURVEY OPTION 4.
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ed Bottorff, Council Member
SECONDER:	Jacques Bertrand, Vice Mayor
AYES:	Harlan, Bottorff, Termini, Bertrand, Petersen

Council Member Bertrand then made a motion for staff to develop incremental options to address traffic concerns, such as those listed in survey question 15, followed by a community meeting, which was seconded by Council Member Petersen.

In response to concerns about costs associated with having the traffic consultant work on "smaller" options, Assistant City Attorney Gallogly noted it provides the City with liability protection.

Council Member Bottorff asked for a unified approach rather than divisiveness, and a willingness by all to consider their own cut-through driving throughout the community. He also noted as a former firefighter, he drove over countless bollards and said Council would not take an action that would slow emergency response.

Council Member Petersen also asked for an increase in kindness and more generous assumptions among neighbors as the process moves forward. She particularly noted, as a renter herself, that assumptions that those who rent are not involved in the community are far from accurate.

Council Member Harlan apologized for the need to start over, but is pleased that the community has seen that decisions can be changed.

Council Member Bertrand praised the communication and leadership that developed over this process.

Mayor Termini noted there is a preschool at Jade Street and access to it is important. He also asked that any recommended solutions fall below the threshold requiring CEQA review.

MOTION:	DEVELOP AN ASSORTMENT OF OPTIONS FOR COUNCIL CONSIDERATION OF LESS SIGNIFICANT TRAFFIC CALMING OPTIONS SUCH AS THOSE IDENTIFIED IN QUESTION 15 OF THE COMMUNITY SURVEY AND THEN HOST A COMMUNITY MEETING TO GET INPUT ON A PLAN
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jacques Bertrand, Vice Mayor
SECONDER:	Kristen Petersen, Council Member
AYES:	Harlan, Bottorff, Termini, Bertrand, Petersen

B. Mid-Year Budget Report [330-05]

RECOMMENDED ACTION: Receive Mid-Year Budget Report, amend the Fiscal Year 2017/18 Budget based on the attached budget amendment request, and authorize the staff changes.

Finance Director Jim Malberg presented the staff report, highlighting a general trend that revenues are up slightly and expenditures are down. Additionally, parking income continues to increase and citations decrease with the longer Village parking period.

Mid-year requested staffing changes within the Police Department are a new sergeant position and shifting the maintenance of parking meters (half a position) to Public Works. The Police Department is also asking to purchase two vehicles in this fiscal year that were initially expected for next year.

The City is still looking for additional money to close the gap on full funding to construct the new library, and staff identified a few options from unused or under-budget projects:

- \$282,000 in General Fund balance
- \$ 50,000 Public Works ADA (Americans with Disabilities Act) Compliance
- \$ 42,000 Hill Street project surplus
- \$ 92,000 Esplanade Park project surplus
- \$ 40,000 senior exercise equipment

Council Member Bottorff asked if the money needed to be transferred now. City Manager Goldstein said that although action could wait until bids are received in the spring, having this additional money earmarked at this time will give the City confidence that it will not need financing for the project.

Council Member Harlan asked if there is a generator that can power all of City Hall, and was told there is not. The cost is at least \$75,000 and a location has not been determined. City Manager Goldstein suggested it could be included in the next fiscal year budget.

Council Member Bertrand moved the staff recommendation, including transferring the funds identified to the library project, seconded by Mayor Termini. Council Member Bottorff offered a substitute motion to transfer all but the \$282,000 from the General Fund, seconded by Council Member Harlan.

MOTION:	APPROVE THE MID-YEAR BUDGET AMENDMENTS, APPROVE THE STAFFING CHANGES, AND TRANSFER \$224,000 TO THE LIBRARY PROJECT FUND.
RESULT:	FAILED [2 TO 3]
MOVER:	Ed Bottorff, Council Member
SECONDER:	Stephanie Harlan, Council Member
AYES:	Stephanie Harlan, Ed Bottorff
NAYS:	Michael Termini, Jacques Bertrand, Kristen Petersen

MOTION:	APPROVE THE MID-YEAR BUDGET AMENDMENTS, APPROVE THE STAFFING CHANGES, AND TRANSFER THE IDENTIFIED \$506,000 TO THE LIBRARY PROJECT FUND.
RESULT:	ADOPTED [3 TO 2]
MOVER:	Jacques Bertrand, Vice Mayor
SECONDER:	Michael Termini, Mayor
AYES:	Michael Termini, Jacques Bertrand, Kristen Petersen
NAYS:	Stephanie Harlan, Ed Bottorff

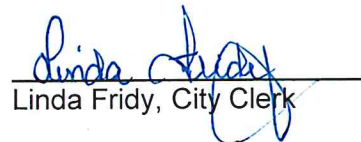
10. **ADJOURNMENT**

The meeting adjourned at 9:57 p.m.



Michael Termini, Mayor

ATTEST:



Linda Fridy, City Clerk

MINUTES APPROVED MARCH 8, 2018