

**CAPITOLA CITY COUNCIL  
REGULAR MEETING MINUTES  
THURSDAY, NOVEMBER 9, 2017**

**CLOSED SESSION 5:45 PM**

**CALL TO ORDER**

Mayor Harlan called the meeting to order at 5:45 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)

1. Friends of Monterey Park v. the City of Capitola  
Santa Cruz Superior Court Case No. CV 16CV01091
2. City of Capitola v. D'Angelo  
Santa Cruz County Superior Court Case No. CV 181659

**CONFERENCE WITH LABOR NEGOTIATOR [Govt. Code § 54957.6]**

Negotiator: Jamie Goldstein, City Manager

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 the Closed Session in the City Manager's Office. Council Members Bertrand and Termini joined Closed Session following discussion of Friends of Monterey Park v. the City of Capitola

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

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

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

Treasurer Peter Wilk was present.

**2. PRESENTATIONS**

- A. Presentation of a Check to WomenCARE for Funds Raised by the Capitola Police Pink Patch Program

Chief McManus introduced Sergeant Leo Moreno representing the Capitola Police Officers' Association, who presented the \$13,000 proceeds of the Pink Patch Program to WomenCARE's cancer support programs.

B. Introduction of New Records Coordinator Chloe Woodmansee

The City Council welcomed the newest member of the City Manager’s Department.

**3. REPORT ON CLOSED SESSION**

City Attorney Tony Condotti said Council Members received reports and gave direction regarding the two lawsuits with no reportable action taken. There was also no reportable action on the labor negotiations.

**4. ADDITIONAL MATERIALS**

A. Item 9.A – Three public communications.

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

**6. PUBLIC COMMENTS**

Bob Edgren asked for additional signage in the Village.

**7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS**

Council Member Bertrand recently attended a state of the region summit. He found the discussion on expansion of commercial areas related to the City’s current zoning update.

Council Member Termini reported that hundreds attended and 40 artists participated in the recent Plein Air event.

Mayor Harlan thanked the Shadowbrook for hosting a recent Museum fundraiser.

**8. CONSENT CALENDAR**

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

A. Consider a Resolution Establishing Holidays and City Hall Closures for 2018 [630-10]  
RECOMMENDED ACTION: Adopt the resolution.

B. Consider the 2018 Planning Commission and Architectural and Site Committee Schedule  
RECOMMENDED ACTION: Approve the schedule.

C. Suspend Village Parking Meter and Pay Station Operation for Holiday Season [470-30]  
RECOMMENDED ACTION: Authorize suspending parking meter and pay station operation to allow free three-hour parking in the Village Parking Meter Zone A(1) from November 23, 2017, through December 25, 2017.

November 9, 2017

- D. Consider a Resolution Authorizing Submission of a Whale Tail Grant Application to the California Coastal Commission for the Development of an Environmentally Focused Walking Guide [430-05]  
RECOMMENDED ACTION: Adopt a resolution authorizing the submission of a Whale Tail Public Education Grant Application to the California Coastal Commission for the development and production of a self-guided ecotour around Capitola as recommended by the Commission on the Environment.
- E. Consider Cloud Conversion Agreement with ECS Imaging for Electronic Document Storage [500-10 A/C ECS]  
RECOMMENDED ACTION: Approve an agreement to move Laserfiche documents to cloud storage.
- F. Second Reading of an Ordinance Amending Chapter 17.98 of the Capitola Municipal Code Pertaining to Wireless Telecommunications [730-85/740-30/740-40]  
RECOMMENDED ACTION: Staff recommends the City Council take the following actions:
1. Adopt the Addendum to the General Plan Update Environmental Impact Report;
  2. Adopt an Ordinance to amend Municipal Code Chapter 17.98, Wireless Communication Facilities;
  3. Adopt the attached resolution directing the City Manager to submit an amendment to the Local Coastal Program to the California Coastal Commission for certification.
- G. Second Reading of an Ordinance Amending Chapter 6 of the Capitola Municipal Code Pertaining to Animals [400-10]  
RECOMMENDED ACTION: Adopt the ordinance.

## 9. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. Consider Removal of All Parking on the South Side of Hill Street between Capitola Avenue and Rosedale Avenue for the Installation of a Bike and Pedestrian Lane [940-40]  
RECOMMENDED ACTION: Approve the removal of parking on the south side of Hill Street between Capitola Avenue and Rosedale Avenue to accommodate the installation of a pedestrian and bicycle lane as tested during a trial program this past summer.

Public Works Director Steve Jesberg presented the staff report and reviewed the trial program results. He noted that two abandoned bus stops and some red curb sections in the area may offer opportunities for more parking to help offset lost spaces.

Council Member Bertrand acknowledged receipt of a letter from an area apartment complex management company, and confirmed that traffic studies did not support its claim of increased speed.

Council members praised efforts to identify areas where parking could be restored.

Bill Waldron, Hill Street, said there is an issue of stored vehicles parked in the area and

it will need to be patrolled for enforcement. He supports the change.

Teresa Green, Hill Street, spoke in support of the plan and increased safety.

Council Member Bottorff said his conversations with neighbors support the study results and he hopes sidewalks can be added in the near future. Council Member Bertrand praised the public process and the interest in safety for children.

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

- B. Receive a Report on Special Event Highlights and Issues for 2017 [1050-70]  
RECOMMENDED ACTION: Receive report, provide direction regarding changes to specific recurring special event permit conditions, and determine if any additional review should be required for any 2018 special events.

Chief McManus presented the staff report and asked for Council direction. He noted that the new iSkate event is in its first year and therefore is not recurring. It should be reviewed once it is complete for the year. He highlighted adjustments by staff and early outreach to promoters for the larger, general events. He focused on the six largest events involving road closures.

Council Member Petersen asked for clarification on the calls regarding the fireworks. The Chief confirmed that some were for non-event fireworks set off at the same time.

Mayor Harlan expressed concern about the impacts on police and public works staffing. If events are driving mandatory overtime, she would like to consider reducing events. Chief McManus confirmed they do require a full staff. The mayor would favor eliminating one of the runs if the impact becomes overwhelming.

Bob Edgren noted that July fireworks were discontinued due to the crowds and he does not support continuing the Monte Fireworks.

<b>RESULT:</b>	<b>RECEIVED REPORT</b>
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- C. Subdivision Ordinance Cleanup  
RECOMMENDED ACTION: Introduce an Ordinance amending Municipal Code Chapter 16 pertaining to Subdivisions.

Community Development Director Rich Grunow presented the staff report, which reflects comments received following an earlier introduction of the amendment. Revisions remain focused on legal updates and clarifications. He asked for direction regarding frontage on streets for flag lots.

In public comment Bob Edgren confirmed with staff that there are few lots with only 20 feet of frontage.

Council Member Bottorff said he favors a requirement of 20 feet of street frontage only, and other members agreed that approach appeared consistent with past practices.

<b>MOTION:</b>	<b>APPROVE FIRST READING WITH LANGUAGE CLARIFYING THE REQUIREMENT FOR 20 FEET OF STREET FRONTAGE.</b>
<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Ed Bottorff, Council Member
<b>SECONDER:</b>	Michael Termini, Vice Mayor
<b>AYES:</b>	Bottorff, Bertrand, Harlan, Termini, Petersen

D. Consider the 2018 Meeting Schedule for the City Council/Successor Agency520-40  
RECOMMENDED ACTION: Adopt the recommended regular meeting schedule for 2018 and consider changing the City Council open session start time to 6:30 p.m.

City Manager Jamie Goldstein presented the staff report, noting a change in the summer schedule, and asked if there was interest in an earlier start time.

Council Member Termini said he likes the earlier start time, but does have a concern about impact on working Council Members with closed session. Council consensus was to keep open session at 7 p.m. but it may consider the earlier time in the future.


<b>MOTION:</b>	<b>ADOPT 2018 SCHEDULE AS RECOMMENDED WITH A 7 P.M. OPEN SESSION START TIME.</b>
<b>RESULT:</b>	<b>ADOPTED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Termini, Vice Mayor
<b>SECONDER:</b>	Kristen Petersen, Council Member
<b>AYES:</b>	Bottorff, Bertrand, Harlan, Termini, Petersen

**10. ADJOURNMENT**

The meeting adjourned at 8:24 p.m.

  
Stephanie Harlan, Mayor

ATTEST:

  
Linda Fridy, City Clerk

**MINUTES WERE APPROVED ON NOVEMBER 21, 2017**

