

**CAPITOLA CITY COUNCIL
REGULAR MEETING ACTION MINUTES
THURSDAY, JUNE 22, 2017**

CLOSED SESSION 6 PM

CALL TO ORDER

Mayor Harlan called the meeting to order at 6 p.m. with the following items to be discussed in Closed Session:

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION [Govt. Code § 54957(b)]
City Council's Performance Evaluation of the City Attorney**

There was no one in the audience; therefore, the City Council recessed to the 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 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. REPORT ON CLOSED SESSION

City Attorney Tony Condotti said the Council took no reportable action.

3. ADDITIONAL MATERIALS

A. Item 7.H -- Public communication regarding the Climate Mayors Network

B. Item 7.H – Draft minutes of the July 20, 2017, special meeting of the Commission on the Environment

4. ADDITIONS AND DELETIONS TO AGENDA - None

5. PUBLIC COMMENTS - None

6. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Treasurer Wilk asked to pull item 7.H from the Consent Calendar.

Council Member Bertrand asked about moving the August 24, 2017, meeting to August 10 since the later date conflicts with a regional housing event. Staff responded that vacation schedules have been set around the existing date. He and Council Member Termini have begun discussions with school district representatives about options for senior recreation uses at Jade Street and Monterey Parks and perhaps even the track at New Brighton Middle School. He asked for a future update on the mall redevelopment.

Council Member Termini praised the recent car show. He responded to recent communication about buying a "foreign" vehicle, noting that in many cases a foreign brand is made in the United States. He asked staff to consider options for U.S.-made vehicles if available for upcoming equipment purchases. Staff noted that one of the City goals is to buy local, which is reflected in recent purchases from an in-City dealership.

Council Member Petersen reported that the Depot Hill Bluff ad hoc advisory group held its first meeting to begin discussions about the bluff and Grand Avenue pathway. She also said the Community Action Board recently released its community action plan and Santa Cruz County's poverty-related outreach efforts lead the state. She encouraged visits to the museum. She requested a future agenda discussion on youth additions to commissions, and staff said it is developing policies and reviewing changes to bring to Council.

Mayor Harlan, who sits on the Seniors Council, reminded the community that June is elder abuse awareness month and offered a handout. She encouraged participation in the library summer reading program. The Santa Cruz Chamber of Commerce luncheon on June 30 features speaker State Sen. Wiener, who will discuss housing and environmental issues. She asked to add regulating drones to the mid-term work plan.

7. CONSENT CALENDAR

MOTION;	APPROVE OR ADOPT ITEMS A THROUGH G AS RECOMMENDED
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Termini, Vice Mayor
SECONDER:	Ed Bottorff, Council Member
AYES:	Bottorff, Bertrand, Harlan, Termini, Petersen

- A. Consider the May 31, 2017, Joint Budget Study Session and June 8, 2017, City Council Regular Meeting Minutes
RECOMMENDED ACTION: Approve minutes.
- B. Receive Planning Commission Action Minutes for the Regular Meeting of June 1, 2017
RECOMMENDED ACTION: Receive minutes.
- C. Approval of City Check Register Reports Dated May 5, May 12, May 19 and May 26, 2017
RECOMMENDED ACTION: Approve check registers.
- D. Consider City Attorney Contract [570-05/500-10 A/C: Atchison, Barisone & Condotti]
RECOMMENDED ACTION: Approve the updated Agreement for City Attorney Services with Atchison, Barisone & Condotti in the amount of \$133,560 and authorize the City Manager to execute the agreement.
- E. Consider Accepting Alcoholic Beverage Control Grant [500-10 A/C: California Alcoholic Beverage Control]
RECOMMENDED ACTION: Adopt **Resolution No. 4082** accepting a State of California Department of Alcoholic Beverage Control grant in the amount of \$16,256 and authorize amending the Fiscal Year 2017-18 general fund operating budget to increase revenues and expenditures by \$16,256.
- F. City Hall Parking Lot Regulations [265-50]
RECOMMENDED ACTION: Receive report on implementation of Capitola Municipal

Code Section 10.36.060 regarding City Hall parking lot use.

- G. Declare Three City Vehicles To Be Surplus Property [370-10]
RECOMMENDED ACTION: Declare one Recreation Department and two Police Department vehicles as surplus property and authorize their sale.
- H. Consider Directing the Mayor to join the Climate Mayors Network and Related Actions [430-25]
RECOMMENDED ACTION: Consider a motion to direct the Mayor to join the Climate Mayors, appoint the Community Development Director as policy/climate lead and the Environmental Projects Manager as communications lead, and consider **Resolution No. 4083** in support of the Paris Agreement as recommended by the Climate Mayors network.

This item was pulled from the Consent Calendar and moved to the start of the General Government portion of the agenda by Council consensus.

Commissioner on the Environment (COE) Chair Peter Wilk summarized the commission's discussion, noting existing greenhouse gas (GHG) concerns and local efforts to address them. The COE debated whether the City should participate, acknowledging the potential concern of weighing in on a national/international issue. It ultimately unanimously supported the proposal.

Cathlin Atkinson, resident and member of the COE, said GHG levels and climate change are not just a national issue. Infrastructure and public safety are local issues and climate impacts both.

Council Member Bottorff listed many local and regional efforts to address GHG reductions independent of the Paris Agreement. He does not wish to take what he sees as a partisan position.

Council Member Bertrand referenced the City's Climate Action Plan and goals. He believes that just as Capitola faces sea level rise, other areas face different climate threats, and municipalities must unite to address these.

Council Member Termini concurred that Capitola is on the front line of climate impacts. He supports the recommendation with an additional item in the proposed resolution noting these efforts are addressed in Capitola's existing Climate Action Plan.

Council Member Petersen said this issue does not need to be considered a partisan issue and she supports the efforts outlined in the resolution. This action recommits the Council to local plans.

Mayor Harlan agrees this action was not intended as partisan and sees a need occasionally to refocus on established goals.

MOTION:	DIRECT THE MAYOR JOIN THE CLIMATE MAYORS NETWORK, MAKE THE RECOMMENDED APPOINTMENTS, AND ADOPT THE RESOLUTION WITH THE ADDITION OF ITEM 4. RECOMMITTS TO CAPITOLA'S EXISTING CLIMATE ACTION PLAN AS THE VEHICLE TO ACHIEVE THESE GOALS
RESULT:	ADOPTED AS AMENDED [4 TO 1]
MOVER:	Michael Termini, Vice Mayor
SECONDER:	Jacques Bertrand, Council Member
AYES:	Jacques Bertrand, Michael Termini, Kristen Petersen, Stephanie Harlan
NAYS:	Ed Bottorff

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

A. Discussion of Library Donation/Naming Parameters [230-10]

RECOMMENDED ACTION: Consider the Library Advisory Commission recommendations regarding the types of naming opportunities the City will consider for the new library, and direct staff to return to City Council with a formal library naming policy later this summer.

City Manager Jamie Goldstein presented the staff report, reviewing the recommendation from the Library Advisory Committee (LAC) during the March joint meeting.

He noted the library project still has a \$1.5 million funding gap. Council needs to balance fundraising goals, offering ways to honor individuals and yet preventing the impression that a public asset is being commercialized.

Council Member Bottorff confirmed that there are about 15 spaces that could be named aside from the building itself, if allowed.

Council Member Bertrand asked how the City would make judgements required in the Library Joint Powers Authority (JPA) policy. City Manager Goldstein responded that the layers of fundraising from Friends to City to JPA would provide review.

Gayle Ortiz, resident and chair of Capitola Friends' fundraising committee and the City's LAC, said the effort will start with large donors then continue into the general public, which may extend beyond groundbreaking. She acknowledged a split decision regarding whether to name the building, but the majority does not favor it. She invited council members to join fundraising efforts and attend an August 12 workshop.

In response to a question from Council Member Bottorff, she said the Friends goal is to net \$350,000 net, which will require raising about \$400,000 overall.

Council Member Termini noted there appears to be consensus about space naming, so the only remaining discussion is the building. He senses little interest in a corporate name, but there is possible consideration of a local family or individual. He suggested setting the building naming rights at \$2 million, with half to construction and half to an endowment.

Council Member Bertrand said the issue is whether the community would support whomever the building is named for. He is comfortable with the vetting process and

would welcome that level of support.

Council Member Petersen would not like to see a corporate or business name. She would like any potential naming donor to go through the Library Advisory Committee.

Mayor Harlan cannot bring herself to support naming the building after someone.

Council Member Bottorff noted his concerns about the remaining funds needed and is open to reviewing a sizeable donation.

MOTION:	ALLOW NAMING RIGHTS TO INDOOR AND OUTDOOR SPACES AND CONSIDER NAMING THE BUILDING FOR A FAMILY OR INDIVIDUAL WHO DONATES \$2 MILLION, HALF TO CONSTRUCTION COSTS AND HALF TO AN ONGOING SUPPORT ENDOWMENT, PENDING APPROVAL BY ALL LIBRARY OVERSIGHT ENTITIES.
RESULT:	ADOPTED [3 TO 2]
MOVER:	Michael Termini, Vice Mayor
SECONDER:	Jacques Bertrand, Council Member
AYES:	Jacques Bertrand, Michael Termini, Kristen Petersen
NAYS:	Ed Bottorff, Stephanie Harlan

- B. Consider a Resolution for the Levy of Capitola Village and Wharf Business Improvement Area (CVWBIA) Assessments for Fiscal Year 2017/2018 [140-05]
RECOMMENDED ACTION: Conduct the public hearing and adopt **Resolution No. 4084** levying the Fiscal Year 2017-2018 Capitola Village and Wharf Business Improvement Area (CVWBIA) Assessments and accepting the CVWBIA Annual Plan and budget.

City Manager Goldstein and CVWBIA Board Member Carin Hanna reviewed the annual process for making assessments.

Council Member Bertrand confirmed with Board Member Hanna the association's process for annual meetings and increased membership participation.

There was no public comment.

MOTION:	APPROVE THE RESOLUTION LEVYING ANNUAL CVWBIA ASSESSMENTS
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Termini, Vice Mayor
SECONDER:	Ed Bottorff, Council Member
AYES:	Bottorff, Bertrand, Harlan, Termini, Petersen

- C. Designation of Voting Delegate and Alternate for the 2017 League of California Cities Annual Conference [150-50]
RECOMMENDED ACTION: Designate Capitola's voting delegate and alternate.

Mayor Harlan asked if Council Member Bertrand wished to represent the City again this year. He offered to allow Council Member Petersen the opportunity, which she welcomed.

MOTION:	DESIGNATE COUNCIL MEMBER PETERSEN AS THE VOTING DELEGATE AND COUNCIL MEMBER BERTRAND AS ALTERNATE FOR THE 2017 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ed Bottorff, Council Member
SECONDER:	Michael Termini, Vice Mayor
AYES:	Bottorff, Bertrand, Harlan, Termini, Petersen

D. Consider the 2017-2018 Salary Schedule [600-10]

RECOMMENDED ACTION: Approve **Resolution No. 4085** authorizing the Fiscal Year 2017/18 annual salary adjustment consistent with existing employee labor agreements.

Assistant to the City Manager Larry Laurent noted the salary schedule reflects a 3.1 percent cost of living increase previously negotiated with employee groups. He added that Classic PERS (Public Employee Retirement System) Members will pay 1.2 percent additional contribution toward pension costs and the City will increase its health insurance contribution by 2.5 percent.

Mayor Harlan read a statement as required by state law declaring that the increase applies to the City Manager and department heads.


MOTION:	APPROVE THE SALARY SCHEDULE RESOLUTION
RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Termini, Vice Mayor
SECONDER:	Jacques Bertrand, Council Member
AYES:	Bottorff, Bertrand, Harlan, Termini, Petersen

9. ADJOURNMENT

The meeting was adjourned at 8:32 p.m.


Stephanie Harlan, Mayor

ATTEST:


Linda Fridy, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED ON JULY 27, 2017