

City of Capitola Agenda

Mayor: Ed Bottorff
Vice Mayor: Stephanie Harlan
Council Members: Jacques Bertrand
Dennis Norton
Michael Termini
Treasurer: Christine McBroom



REVISED

CAPITOLA CITY COUNCIL REGULAR MEETING

THURSDAY, DECEMBER 8, 2016

6:00 PM

**CITY COUNCIL CHAMBERS
420 CAPITOLA AVENUE, CAPITOLA, CA 95010**

All correspondences received prior to 5:00 p.m. on the Wednesday preceding a Council Meeting will be distributed to Councilmembers to review prior to the meeting. Information submitted after 5 p.m. on that Wednesday may not have time to reach Councilmembers, nor be read by them prior to consideration of an item.

All matters listed on the Regular Meeting of the Capitola City Council Agenda shall be considered as Public Hearings.

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Dennis Norton, Stephanie Harlan, Jacques Bertrand, Michael Termini and Mayor Ed Bottorff

2. PRESENTATIONS

- A. Introduction of New City Receptionist Jackie Aluffi
- B. Oath of Office Ceremony for Newly Appointed City Clerk Linda Fridy
- C. Proclamation Honoring City Treasurer Christine McBroom

3. ADDITIONAL MATERIALS

Additional information submitted to the City after distribution of the agenda packet.

- A. Item 8.A. Revised Staff Report regarding Results of the General Municipal Election

4. ADDITIONS AND DELETIONS TO AGENDA

5. PUBLIC COMMENTS

Oral Communications allows time for members of the Public to address the City Council on any item not on the Agenda. Presentations will be limited to three minutes per speaker. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the minutes. A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time.

6. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

City Council Members/City Treasurer/Staff may comment on matters of a general nature or identify issues for staff response or future council consideration.

7. CONSENT CALENDAR

All items listed in the "Consent Calendar" will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless members of the public or the City Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following General Government.

Note that all Ordinances which appear on the public agenda shall be determined to have been read by title and further reading waived.

- A. Consider the November 22, 2016, Regular City Council Minutes
RECOMMENDED ACTION: Approve Minutes.
- B. Approval of City Check Register Reports Dated November 4, November 10, November 18, and November 23, 2016
RECOMMENDED ACTION: Approve Check Registers.
- C. Consider a Resolution Authorizing an Increase in the Residential and Commercial Garbage Collection
RECOMMENDED ACTION: Adopt the proposed Resolution approving the Rate Schedule for Residential and Commercial Garbage Collection and Recycling in Capitola effective January 1, 2017, superseding Resolution No. 4039, as authorized in the Franchise Agreement dated April 24, 2008, and amended on December 13, 2012.

- D. Receive the Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2016, and the Housing Successor Independent Financial Audit and Annual Progress Report
RECOMMENDED ACTION: Receive Reports.
- E. Adopt a Resolution Setting the Interest Rate for Tenant's Security Deposits for 2017 at Zero Percent (0.00%), as was Set for 2016
RECOMMENDED ACTION: Adopt Resolution.
- F. Appeal of Design Permit and Variance for a New Home at 105 Sacramento Avenue
RECOMMENDED ACTION: Direct staff to set a public hearing for the City Council meeting of January 12, 2016, to consider two appeals of Application #16-133.
- G. Consider a Resolution Approving Lifeguard Staff Job Classifications
RECOMMENDED ACTION: Adopt Resolution approving new job classifications for Beach Captain, and amending the job titles and descriptions for the Beach Lieutenant/Junior Guard Coordinator and Beach Lifeguard/Junior Guard Instructor positions.
- H. Approve the Third Amendment to the City Manager Employment Agreement
RECOMMENDED ACTION: Approve Amendment.
- I. Consider a Resolution Approving a New Hourly and Seasonal Pay Schedule
RECOMMENDED ACTION: Adopt a Resolution Repealing Resolution No. 4034 and Approving a New Hourly/Seasonal Pay Schedule.

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

All items listed in "General Government" are intended to provide an opportunity for public discussion of each item listed. The following procedure pertains to each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.

- A. Consider a Resolution Confirming and Approving the Canvass of Returns and Result of the General Municipal Election
RECOMMENDED ACTION: Adopt the Resolution confirming and approving the Canvass of Returns and Result of the General Municipal Election held on November 8, 2016; thereby adopting Ordinance No. 1008 – An Ordinance of the People of the City of Capitola extending the sunset date on an existing one-quarter cent (0.25%) Transaction and Use ("Sales") Tax to maintain fiscal stability and protect essential City facilities and services.
- B. Oath of Office Ceremony for Newly Elected, Re-elected Council Members, City Treasurer, and Seating of Newly Elected Officials
RECOMMENDED ACTION: City Clerk to administer the oath of office.
- C. City Council Reorganization for the Selection of Mayor and Vice Mayor
RECOMMENDED ACTION: City Council consideration for a new Mayor and Mayor Pro Tempore.

- D. Consider the 2017 Meeting Schedules for the City Council/Successor Agency and the Planning Commission/Architectural and Site Review Committee

RECOMMENDED ACTION: Approve the 2017 City meeting schedules and direct staff to post this information at City Hall, the Capitola Branch Library, on the City's website, and distribute to department heads, newspapers, and various groups that regularly submit items to the City.

9. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS

- A. Review City Council Representation on Various County/Multi-County Boards, Commissions, and Committees; and City Council Appointments, Re-Appointments, and Nominations of Members to City Internal Advisory Bodies

RECOMMENDED ACTION: Provide appointments.

10. ADJOURNMENT

Note: Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes "final." Please be advised that in most instances the decision become "final" upon the City Council's announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

Notice regarding City Council: The City Council meets on the 2nd and 4th Thursday of each month at 7:00 p.m. (or in no event earlier than 6:00 p.m.), in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

Agenda and Agenda Packet Materials: The City Council Agenda and the complete Agenda Packet are available for review on the City's website: www.cityofcapitola.org and at Capitola City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, prior to the meeting. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola. Need more information? Contact the City Clerk's office at 831-475-7300.

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

Americans with Disabilities Act: Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24-hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

Televised Meetings: City Council meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be rebroadcasted at 8:00 a.m. on the Wednesday following the meetings and at 1:00 p.m. on Saturday following the first rebroadcast on Community Television of

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Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed "Live" on the City's website at www.cityofcapitola.org by clicking on the Home Page link "**Meeting Video.**" Archived meetings can be viewed from the website at anytime.