

**CAPITOLA CITY COUNCIL
REGULAR MEETING ACTION MINUTES
THURSDAY, APRIL 14, 2016
7:00 PM**

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

Councilmember Dennis Norton: Present, Mayor Ed Bottorff: Present, Council Member Jacques Bertrand: Present, Vice Mayor Stephanie Harlan: Present, Council Member Michael Termini: Present.

City Treasurer Christine McBroom was absent.

2. PRESENTATIONS

A. Introduction of Sergeant Mark Gonzalez and Senior Officer Sara Ryan

Introductions provided.

3. ADDITIONAL MATERIALS

City Clerk Sneddon stated that two additional materials were received regarding Item 9.B. – an appeal of a Planning Commission Approval of a Design Permit and Variance for a Garage Addition to a Single-family Home Located at 4980 Garnet Street.

4. ADDITIONS AND DELETIONS TO AGENDA

None provided.

5. PUBLIC COMMENTS

Gayle Ortiz, local resident, stated that there are two "Vision Capitola" workshops scheduled for April 20th and April 27th; Vision Capitola is a grassroots, volunteer effort to learn what Capitola's value most about their community and what they would like to see happen in the next 5 to 15 years.

6. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Council Member Bertrand stated that he and Mayor Bottorff were provided a tour of Lucile Packard Children's Hospital Stanford. In addition, he attended a United Way Youth Violence Prevention meeting.

Council Member Harlan stated that in preparation for the 2016 Begonia Festival there will be a display and sale of blooming begonia plants on Saturday, April 16th, at 602 Capitola Avenue.

Mayor Bottorff stated that this evening Council Member Termini and he attended an Operation Surf special dinner hosted by Paradise Beach Grille Restaurant; this program is for wounded soldiers who participated in a nonprofit program that provides surfing lessons to active military amputees.

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City Manager Goldstein stated that the Capitola Mall has been sold to Merlone Geier Partners. In addition, he complimented the Police Department for apprehending a bank robber who is being accused of robbing four banks in the past four weeks.

Public Works Director Jesberg provided an update regarding various Capital Improvement Program projects.

7. REPORT FROM CITY REPRESENTATIVES TO REGIONAL BOARDS / COMMISSIONS

City Manager Goldstein stated on April 15th he will be part of an interview panel for the Director of Santa Cruz Public Libraries position. He stated that the City's Library Advisory Committee met on April 12th and approved retaining a Library Construction Project Manager if the June Ballot Measure S is approved by the voters.

8. CONSENT CALENDAR

RESULT:	ADOPTED <u>ITEMS 8.A., 8.B., 8.C., 8.D. AND 8.E.</u> [UNANIMOUS]
MOVER:	Dennis Norton, Councilmember
SECONDER:	Stephanie Harlan, Vice Mayor
AYES:	Norton, Bottorff, Bertrand, Harlan, Termini

- A. Consider the March 24, 2016, Regular City Council Minutes
RECOMMENDED ACTION: Approve Minutes.
- B. Receive Planning Commission Action Minutes for the Special Meetings of March 17 and March 31, 2016
RECOMMENDED ACTION: Receive Minutes.
- C. Award Construction Contract to Monterey Peninsula Engineering for the Rosedale Area Paving Project [940-40/500-10 A/C: Monterey Peninsula Engineering]
RECOMMENDED ACTION: Award a contract to Monterey Peninsula Engineering for the Rosedale Area Paving Project with a bid in the amount of \$228,676.50 for construction of the Rosedale Avenue Paving Project, and authorize the Public Works Director to add a section of Plum Street from Rosedale Avenue to the Brookvale Terrace Mobile Home Park into the project at an estimated cost of \$12,000.
- D. Approve Contract Change Order No. 1 for the Stockton and Esplanade Improvement Project [330-10/490-40/940-40/500-10 A/C: Anderson Pacific Engineering/500-10 A/C: Lyng, David]
RECOMMENDED ACTION:
 - 1. Approve Contract Change Order No. 1 for the Stockton Avenue and Esplanade Intersection Improvements in the amount of \$44,645 for the addition of sidewalk adjacent the David Lyng Real Estate office at the corner of Stockton Avenue and Capitola Avenue; and
 - 2. Authorize and budget amendment receiving unanticipated revenue in the amount of \$10,000 from David Lyng for this project; and
 - 3. Authorize the transfer of \$34,645 within the Capital Improvement Fund to cover the balance of this change order with funding coming from the Village Sidewalk Cooperative Project funding bank.

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- E. Professional Services Agreement with Ben Noble: Urban and Regional Planning for the Zoning Code Update [730-85/500-10 A/C: Ben Noble]
RECOMMENDED ACTION: Authorize the City Manager to enter into an agreement with Ben Noble Urban and Regional Planning in the amount of \$26,110 for completion of the Zoning Code Update.

Council Member Bertrand stated that the County's recycling industry is going to lead out in the recycling of sharps and medications; these items are also accepted at the following Capitola locations:

- Capitola Police Department
- CVS Pharmacies on 41st Avenue and Bay Avenue
- Lauden Pharmacy in Capitola

9. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. Accept Report on the Capitola Wharf Condition Assessment and Wharf Resiliency Study (Study) and Provide Direction to Staff [280-40]
RECOMMENDED ACTION: Accept the Study and provide direction to staff on a 10-year plan of improvements for the Capitola Wharf.

Brad Porter, Moffatt and Nichol, provided a report regarding the assessment of the Capitola Wharf.

RESULT:	CITY COUNCIL ACCEPTED THE STUDY PROVIDED BY MOFFATT AND NICHOL AND PROVIDED DIRECTION TO STAFF FOR A 10-YEAR PLAN OF IMPROVEMENTS FOR THE CAPITOLA WHARF; APPROVE THE \$6,300 EXPENDITURE TO COMPLETE THE WIDENING ANALYSIS AS AN ADDENDUM TO THE MOFFATT AND NICHOL REPORT; AND DIRECTED STAFF TO APPLY FOR A MATCHING GRANT [UNANIMOUS]
MOVER:	Dennis Norton, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Norton, Bertrand, Harlan, Termini, Bottorff

- B. Appeal of a Planning Commission Approval of a Design Permit and Variance for a Garage Addition to a Single-family Home Located at 4980 Garnet Street [730-10]
RECOMMENDED ACTION: Uphold the Planning Commission's decision to approve the project as conditioned.

David Aaron, applicant, provided information on the proposed garage addition for his single-family home located at 4980 Garnet Street.

Jan Caldarella, appellant, provided reasoning for appealing this item.

Bret Gresley, 5010 Garnet Street, stated that he supports the appeal.

Motion by Council Member Termini, second by Council Member Harlan, to uphold the Planning Commission's decision to approve the project as conditioned. After discussion, the motion and second were withdrawn.

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RESULT:	NO ACTION TAKEN REGARDING UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE A DESIGN PERMIT AND VARIANCE FOR A GARAGE ADDITION FOR A SINGLE-FAMILY HOME LOCATED AT 4980 GARNET STREET; AND TO CONTINUE THIS ITEM WHEN THE APPLICANT'S FINAL PLANS ARE RECEIVED [UNANIMOUS]
MOVER:	Michael Termini, Council Member
SECONDER:	Stephanie Harlan, Vice Mayor
AYES:	Norton, Bottorff, Bertrand, Harlan, Termini

C. Consider a Wharf House Lease Extension [280-25/500-10 AC: Case, Willie]
RECOMMENDED ACTION: Give staff direction on the terms of the Wharf House Lease Extension and whether to prepare a competitive proposal process for the facility.

Willie Case, Wharf House restaurant owner, does not want a bidding process for the restaurant; he requested a lease extension.

RESULT:	DIRECTED STAFF TO WORK WITH THE CITY ATTORNEY TO EXTEND THE LEASE WITH THE LESSEE AND TO INCLUDE LANGUAGE THAT STATES IT IS THE INTENTION OF THE CITY TO PERFORM SIGNIFICANT WORK ON THE WHARF DURING THE TERM OF THE LEASE WHICH MAY IMPACT THE LESSEE'S ABILITY TO CONDUCT BUSINESS [UNANIMOUS]
MOVER:	Michael Termini, Council Member
SECONDER:	Jacques Bertrand, Council Member
AYES:	Norton, Bottorff, Bertrand, Harlan, Termini

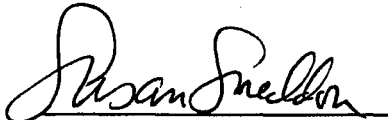
10. ADJOURNMENT

The meeting was closed at 9:00 p.m.



Ed Bottorff, Mayor

ATTEST:

 CMC
Susan Sneddon, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED ON APRIL 28, 2016