

**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, SEPTEMBER 25, 2014 - 7:00 PM**

**CLOSED SESSION – 6:15 PM
CITY MANAGER’S OFFICE**

Mayor Storey called the meeting to order at 6:15 PM. He announced the items to be discussed in Closed Session, as follows:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION [Govt. Code §54956.9] (Three cases)

1. Patricia Greenwood v. the City of Capitola et al.
[Santa Cruz County Superior Court, Case No. CV 179957]
2. Schroedel et al. v. the City of Capitola
[Santa Cruz Superior Court, Case No. CV 175684]
3. Matthew G. Jamie, et al. v. American Traffic et al.
[Superior Court of San Mateo, Southern Branch, Case No. CIV 530128]

Mayor Storey noted that there was no one in the audience; therefore, the City Council recessed at 6:15 p.m. to the Closed Session in the City Manager's Office.

REGULAR MEETING OF THE CAPITOLA CITY COUNCIL – 7:00 PM

1. **ROLL CALL AND PLEDGE OF ALLEGIANCE**
Council Members Stephanie Harlan, Dennis Norton, Ed Bottorff, Michael Termini, and Mayor Sam Storey
2. **PRESENTATIONS**
 - A. Presentation of a Certificate of Appreciation to Doree Steinmann for her service as the City of Capitola's representative on the Community Television of Santa Cruz County Board of Directors. [120-40/160-25]
Certificate received.
 - B. Introduction of Cooper Sanden, Maintenance Worker.
Introduction provided.
 - C. Presentation regarding a donation received from Ozzi Dog Park Inc. [400-10/500-10]
Presentation received.
3. **REPORT ON CLOSED SESSION**
City Attorney Barisone stated that City Council received a status report on the following existing litigation cases: (1) Patricia Greenwood v. the City of Capitola et al. (no reportable action); (2) Matthew G. Jamie, et al. v. American Traffic et al. (no reportable action); and (3) Schroedel et al. v. the City of Capitola (Santa Cruz Superior Court denied writ position and the case will return to the Superior Court).
4. **ADDITIONAL MATERIALS**
Mayor Storey stated that a revised Resolution of Intent regarding future uses for Measure "M" Funds was provide to the City Council (***Item 9.F.***)

5. ADDITIONS AND DELETIONS TO AGENDA

City Manager Goldstein noted that the first reading of an Ordinance adding Chapter 12.54 pertaining to safety requirements for the McGregor Skate Park will be continued to a future Council meeting (Item 9.A.)

ACTION Motion made by Council Member Norton, seconded by Council Member Termini, to continue the first reading of an Ordinance pertaining to safety requirements for the McGregor Skate Park to a future Council meeting. The motion carried unanimously.

6. PUBLIC COMMENTS

Sharon Saris and Beverly Deschoux, Monterey Vehicle Alliance representatives, stated that the September 21st National Drive Electric Week Event held at the Capitola Mall was a success, and thanked the City for their assistance in preparing for this event.

Cheryl Devlin, local resident, stated her concerns regarding street repairs and traffic control at Monterey Avenue.

Council Member Norton requested that staff agendize the results of the Safe Routes to School Survey.

7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Council Member Termini stated that the September 13-14 Annual Capitola Art & Wine Festival was a success. In addition, he requested that the Santa Cruz County Library Joint Powers Board proposed parcel tax measure be agendized in order to solicit Council direction.

Council Member Harlan stated that she attended the Annual Grey Bears Picnic on September 23rd.

Council Member Norton requested that staff look into restaurant outdoor seating in the Village.

8. CONSENT CALENDAR

A. Consider approving the September 11, 2014, Regular City Council Meeting Minutes.

B. Approval of City Check Register Reports dated August 8, 2014; August 15, 2014; August 22, 2014; August 29, 2014; September 5, 2014; and September 12, 2014. [300-10]

ACTION Motion made by Council Member Termini, seconded by Council Member Harlan, to approve the following Consent Calendar items: 8.A. and 8.B. The motion was passed unanimously.

9. GENERAL GOVERNMENT / PUBLIC HEARINGS

A. Consider an Ordinance adding Chapter 12.54 pertaining to safety requirements for the McGregor Skate Park [1st Reading]. [1040-20]

B. Consider the approval of the McGregor Park Street Access and Traffic Plan Design. 490-40/1040-20]

Steve Percy, New Brighton School Bike Club Volunteer Coordinator, requested that the City Council support Assembly Bill 1193 (Bikeways).

Joan Litner, local resident, urged the City Council to add a bike lane and crosswalks on Kennedy Drive.

ACTION Motion made by Council Member Termini, seconded by Council Member Norton, for staff to agendize Kennedy Drive Street Improvements. The motion carried unanimously.

- C. Consider a Resolution approving the McGregor Park Pump Track Design by Action Sports Network for the McGregor Multi-Use Recreational Park. [1040-20]

Steve Percy, New Brighton School Bike Club Volunteer Coordinator, provided support for the proposed pump track at McGregor Park.

ACTION Motion made by Council Member Norton, seconded by Council Member Termini, to adopt Resolution No. 4001 approving the McGregor Park Pump Track Design by Action Sports Network for the McGregor Multi-Use Recreational Park. The motion carried unanimously.

- D. Receive the Fourth Quarter Budget Report. [330-70]

ACTION Motion made by Council Member Termini, seconded by Council Member Bottorff, to receive the Fourth Quarter Budget Report. The motion carried unanimously.

- E. Consider approving an agreement with Rain Water Solutions in an amount not to exceed \$2,310 for a City Rain Barrel Program. [1160-10/500-10 A/C: Rain Water Solutions]

ACTION Motion made by Council Member Norton, seconded by Council Member Termini, to approve the purchase agreement with Rain Water Solution for 100 rain collection barrels; to provide City residents with a \$20.00 discount to purchase the barrels; and for Public Works Director Jesberg to report back to the City Council the results of the program. The motion carried unanimously.

- F. Consider a Resolution of Intent regarding future uses for Measure "M" Funds. [560-10]

City Treasurer McBroom provided a report from City's Finance Advisory Committee (FAC) regarding the proposed Resolution of Intent regarding future uses for Measure "M" funds. She stated that the FAC recommended using Measure "M" funds for enhancing City economic development.

Jacques Bertrand, recommended that if Measure "M" is approved by the voters to address speeding on 38th Avenue.

ACTION Motion made by Council Member Termini, seconded by Council Member Harlan, to adopt Resolution No. 4002 (Resolution of Intent) stating that the City Council will exercise its discretion to use the revenue from the proposed 1% TOT tax measure to budget for and fund projects to reduce the impact of tourism on the community. The motion carried unanimously.

10. ADJOURNMENT

Mayor Storey adjourned the meeting at 9:23 p.m. to the to the next Regular Meeting of the City Council on Thursday, October 9, 2014 at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.


Sam Storey, Mayor

ATTEST:


Susan Sneddon, City Clerk

CMC

MINUTES WERE UNANIMOUSLY APPROVED ON OCTOBER 9, 2014