

**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, JULY 10, 2014**

**CLOSED SESSION – 6:30 PM
CITY MANAGER’S OFFICE**

CALL TO ORDER

Mayor Storey called the meeting to order at 6:30 PM. He announced the items to be discussed in Closed Session, as follows:

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

Rae Ellen Leonard vs. the City of Capitola et al. [United States District, Case #C13-3714]

PUBLIC EMPLOYEE PERFORMANCE EVALUATION [Govt. Code §54957]

City Council’s Performance Evaluation of the City Manager.

Mayor Storey noted that there was no one in the audience; therefore, the City Council recessed at 6:32 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, Ed Bottorff, and Mayor Sam Storey.

City Treasurer Christine McBroom was present.

Council Members Dennis Norton and Michael Termini were absent.

2. REPORT ON CLOSED SESSION

City Attorney Condotti stated that the City Council received a status report regarding Rae Ellen Leonard vs. the City of Capitola et al.; there was no reportable action. Mr. Condotti stated that the Council discussed the performance evaluation of the City Manager; there was no reportable action.

3. ADDITIONAL MATERIALS (None provided)

4. ADDITIONS AND DELETIONS TO AGENDA (None provided)

5. PUBLIC COMMENTS (None provided)

6. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

City Clerk Sneddon stated that the City Council candidate nomination period opens July 14th.

Administrative Services Director Murphy announced that the Monte Foundation will have a fireworks show in the Capitola Village on October 12, 2014.

City Treasurer McBroom stated that at the upcoming July 15, 2014, Finance Advisory meeting the topic regarding whether the City should place a measure on the November 4, 2014, General Municipal Election ballot asking the voters if the City Treasurer position should be changed from elected to appointed. A recommendation will be provided to the City Council at the July 24, 2014, City Council meeting.

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Council Member Harlan stated that Frank Perry, Director of the Capitola Historical Museum, will be the guest speaker at the July 15th Capitola-Soquel Chamber of Commerce networking lunch to be held at the Shadowbrook Restaurant.

7. CONSENT CALENDAR

- A. Consider approving a three year sole source contract with D.W. Alley & Associates for fish and wildlife monitoring of Soquel Creek, and authorize the City Manager to execute the agreement. [450-10/500-10 A/C: D.W. Alley & Associates]

ACTION

Motion made by Council Member Bottorff, seconded by Council Member Harlan, to approve a three year sole source contract with D.W. Alley & Associates for fish and wildlife monitoring of Soquel Creek, and authorize the City Manager to execute the agreement. The motion carried with the following vote: AYES: Council Members Bottorff, Harlan, and Mayor Storey. NOES: None. ABSENT: Council Members Norton and Termini.

8. GENERAL GOVERNMENT / PUBLIC HEARINGS

- A. Receive the Public Opinion Survey results and the Finance Advisory Committee's recommendation in regards to the appointment or election of the City Treasurer. [160-50]

Gene Bregman, Gene Bregman and Associates, provided a summary of the results of a survey of 240 voters in the City. The survey included questions regarding City services, library needs/usage, the City Treasurer position, and storm water runoff. Following are some of the results of the survey:

- City Services: 58 percent of the voters surveyed were positive on the City's financial management; 74 percent of those with contact with the City in the past year found the staff to be very courteous and helpful.
- Library Needs/Usage: Among those surveyed that visited local libraries in the past year – 75 percent had visited the Capitola branch most often. The number one reason for visiting the Capitola branch was because it is close to where they live; the number two reason was that it is convenient.
- Storm Water Pollution Issues: 61 percent were very familiar or somewhat familiar with the runoff, drainage, and pollution issues affecting creeks and the Monterey Bay; and 39 percent not aware
- City Treasurer Position: 44 percent were in favor of appointing the City Treasurer; 41 percent were opposed.
- Possible Transient Occupancy Tax Increase: 74 percent in favor, or possibly in favor, of an increase; 19 percent probably or definitely opposed to an increase; 8% had no opinion.

Sandy Erickson, local resident, stated that the Capitola voter survey questions appeared to be written in favor of having an appointed City Treasurer.

Kathi Howard, local resident, stated that she is opposed to an appointed City Treasurer.

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Motion by Council Member Bottorff to (1) refer the library polling results to the City's Library Ad Hoc Committee for review; (2) to receive the Finance Advisory Committee's recommendation regarding the City Treasurer position; and (3) direct staff regarding preparing documents for July 24, 2014, City Council meeting to consider local ballot measures regarding changing the Office of the City Treasurer to be appointed, and to consider a Transient Occupancy Tax increase on the City's November 4, 2014 General Municipal Election ballot. The motion failed for lack of a second motion.

Motion by Council Member Harlan to (1) refer the library polling results to the Library Ad Hoc Committee for review; and (2) to continue the discussion of the City Treasurer position until the July 24, 2014, City Council meeting, when the City Council receives the Finance Advisory Committee's recommendation. The motion failed for lack of a second motion.

Nathan Cross, local resident, suggested that the City Council proceed with directing staff to prepare documents for the local ballot measures regarding the Office of the City Treasurer and a Transient Occupancy Tax so that the entire City Council can make the decision necessary to move forward at the July 24, 2014, City Council meeting.

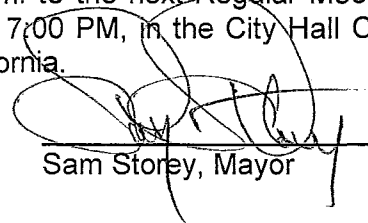
The following action occurred after Council discussion regarding Council Member Bottorff's motion listed above:

ACTION

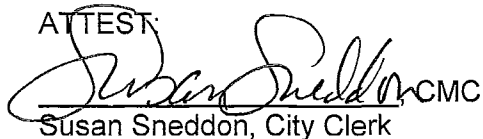
Council Member Bottorff amended the motion, seconded by Mayor Storey, (1) to refer the library polling results to Library Ad Hoc Committee for review; (2) receive the Finance Advisory Committee's recommendation regarding the City Treasurer position at the July 24, 2014, City Council meeting; and (3) direct staff to prepare documents for July 24, 2014, City Council meeting for a local ballot measure to make the Office of the City Treasurer appointed. The motion carried with the following vote: AYES: Council Members Bottorff and Mayor Storey. NOES: Council Member Harlan. ABSENT: Council Members Norton and Termini.

9. ADJOURNMENT

Mayor Storey adjourned the meeting at 8:26 p.m. to the next Regular Meeting of the City Council on Thursday, July 24, 2014 at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



Sam Storey, Mayor

ATTEST:

Susan Sneddon, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED ON JULY 24, 2014