

**CAPITOLA CITY COUNCIL
REGULAR MEETING MINUTES
THURSDAY, MAY 22, 2014**

**CLOSED SESSION – 5:45 PM
CITY MANAGER’S OFFICE**

CALL TO ORDER

Mayor Storey called the meeting to order at 5:45 PM. He announced the items to be discussed in Closed Session, as follows:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code §54957)

City Council’s Performance Evaluation of the City Attorney

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Govt. Code § 54956.8)

Property: New Brighton Middle School Gymnasium (City of Capitola, Owner)

City Negotiator: City Manager

Negotiating Parties: City of Capitola; Soquel Union Elementary School District

Under Negotiation: Real Property Sale

Mayor Storey noted that there was no one in the audience; therefore, the City Council recessed at 5:47 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. Mayor’s Proclamation designating May 2014 as “Clean Air” Month.
[120-40]

Received by Todd Muck, Senior Planner, Association of Monterey Bay Area Governments.

- B. Presentation by Ron Graves, City representative on the Santa Cruz Metropolitan Transit District Board (Metro); and introduction of Alex Clifford, the new CEO for Metro. [1170-10]

Alex Clifford, the new CEO for Metro was introduced.

Ron Graves, City representative on the Metro Board, provided a brief review of Metro’s current developments.

3. REPORT ON CLOSED SESSION

City Attorney Barisone stated that City Council received a report regarding the City Council’s Performance Evaluation of the City Attorney; no reportable action was taken in closed session. In addition, the Council discussed with the City Attorney and the City Manager the ongoing discussion regarding the New Brighton Middle School Gymnasium lease negotiations; Council provided direction; there was no reportable action.

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4. ADDITIONAL MATERIALS

Mayor Storey reviewed several emails regarding the proposed fireworks show [Item 10.A.] received after the posting of the agenda.

5. ADDITIONS AND DELETIONS TO AGENDA (None provided)

6. PUBLIC COMMENTS

Al Carlson, City representative on Advisory Council to the Area Agency on Aging of the Santa Cruz and San Benito Counties, stated that May is National Senior Center Month.

7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Council Member Termini stated that the Capitola Rod & Custom Classic Car Event will be on June 7th and June 8th in the Village.

8. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS

A. Consider the Library Ad Hoc Committee membership, and consider appointment(s) to the Committee. [230-10]

The following applicants expressed an interest in becoming a member of the Library Ad Hoc Committee:

- Sandra Sandoval
- Beau Kayser

ACTION

Motion made by Council Member Norton, seconded by Council Member Termini, to set the Library Ad Hoc Committee membership at ten members, and to appoint the following to the Library Ad Hoc Committee (1) Beau Kayser; (2) Sandra Sandoval; and (3) Rebecca (Wallo) Hobson. The motion carried with the following vote: AYES: Council Members Bottorff, Norton, Termini, and Mayor Storey. NOES: Council Member Harlan. ABSENT: None. ABSTAIN: None.

9. CONSENT CALENDAR

- A. Consider approving the City Council Minutes of the Regular Meeting held on May 8, 2014.
- B. Approval of City Check Register Reports dated April 18, 2014; April 25, 2014; May 2, 2014; and May 9, 2014. [300-10]
- C. Consider an Administrative Policy to amend the Board, Commission and Committee Guide Procedures. [110-10]
- D. Consider approving a Right of Entry Agreement allowing the Santa Cruz County Sanitation District to enter three parcels owned by the City for the purposes of constructing the Noble Gulch Sewer Project, and authorize the Public Works Director to sign on behalf of the City. [900-20/500-10 A/C: Santa Cruz County]

Mayor Storey asked about a proposed section of the Board, Commission and Committee Guide Procedures [Item 9.C. Administrative Policy] which states "once submitted, an email or letter of resignation cannot be withdrawn." He requested the reasoning for this amendment to this Administrative Policy.

Note: City Clerk Sneddon revised this Administrative Policy to read as follows: "once submitted, an email or letter of resignation cannot be withdrawn unless overturned by the City Manager."

Council Member Norton questioned the City's credit card payment included in the Check Register Report [Item 9.B.].

City Manager Goldstein replied that this credit card payment related to work completed at Beach and Village Lot 2.

ACTION **Motion made by Council Member Termini seconded by Council Member Bottorff, to approve the following Consent Calendar items: 9.A.; 9.B.; 9.C.; and 9.D. The motion was passed unanimously.**

10. GENERAL GOVERNMENT / PUBLIC HEARINGS

A. Consider the approval of a fireworks show on October 16, 2014, in the Capitola Village by the Monte Foundation; and authorize the City Manager to issue a special event permit. [485-10/1050-70]

Carin Hanna, Capitola Village & Wharf Business Improvement Area Advisory Committee (CVWBIA) Secretary, stated that the CVWBIA will be meeting in the near future regarding the proposed October 16th fireworks show.

Marc Monte, Monte Foundation representative, provided a brief presentation regarding the impact of a fireworks show in the Village.

Tory Del Favero, Soquel Union Elementary School District Board member, spoke in favor of the fireworks show and asked the City Council to consider school fundraisers.

Jeff Maxwell, Central Fire Protection District Fire Chief, supports the proposed fireworks show.

Ron Graves, local citizen, encouraged the City to have a "safe and sane" fireworks show.

ACTION **Motion made by Council Member Norton, seconded by Council Member Termini, to approve a fireworks show in the Capitola Village by the Monte Foundation, and authorize the City Manager to issue a special event permit; the Council directed staff to work with the Monte Foundation, the Capitola Village & Wharf Business Improvement Area Advisory Committee, and the Soquel Union School District to make a determination regarding the logistics and the night of the week the fireworks show will be held. The motion carried unanimously.**

B. Consider an Ordinance amending Chapter 8.07 of the Capitola Municipal Code (reduction of single-use plastic and paper carryout bags) to change the thickness requirement of plastic reusable bags [1st Reading]. [930-30]

Brad Hunt, Save Our Shores Program Manager, provided survey information regarding various types of plastic bags distributed by retailers in the City.

Ron Graves, local citizen, stated that he supports the proposed Ordinance. He suggested not charging \$0.25/bag.

ACTION **Motion made by Council Member Norton, seconded by Council Member Bottorff, to approve the first reading of an Ordinance amending Chapter 8.07 of the Capitola Municipal Code (reduction of single-use plastic and paper carryout bags) to change the thickness requirement of plastic reusable bags. The motion carried unanimously.**

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- C. Consideration of a contract with Gene Bregman and Associates in an amount not to exceed \$10,000 for a public opinion poll. [160-50/500-10 A/C: Gene Bregman and Associates]

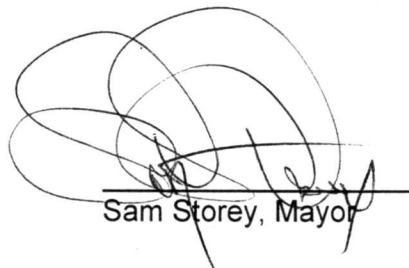
ACTION Motion made by Council Member Termini, seconded by Council Member Bottorff, to approve a contract with Gene Bregman and Associates in an amount not to exceed \$12,000 for a public opinion poll; and to include a question if the public would support a transient occupancy tax increase from 10% to 11%. The motion carried with the following vote: **AYES:** Council Members Bottorff, Norton, Termini, and Harlan. **NOES:** Mayor Storey. **ABSENT:** None. **ABSTAIN:** None.

- D. Zoning Ordinance work plan. [730-85]

ACTION Motion made by Council Member Harlan, seconded by Council Member Bottorff, to accept the Zoning Ordinance work plan report. The motion carried unanimously.

11. **ADJOURNMENT**

Adjourned at 9:22 p.m. to the next Special Budget Study Session of the City Council on Thursday, May 29, 2014 at 6:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.



Sam Storey, Mayor

ATTEST:



Susan Sneddon, CMC
Susan Sneddon, City Clerk

MINUTES WERE UNANIMOUSLY APPROVED ON JUNE 12, 2014