

**CAPITOLA CITY COUNCIL  
REGULAR MEETING MINUTES  
THURSDAY, JULY 11, 2013 - 7:00 PM**

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

**CALL TO ORDER**

Mayor Harlan called the meeting to order at 5:45 p.m. and announced the items to be discussed in Closed Session, as follows:

**CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)**

Negotiator: Lisa Murphy, Administrative Services Director  
Employee Organizations:  
Capitola Police Officers Association and the Capitola Police Captains

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code § 54957)**

City Council’s Performance Evaluation of the City Manager

Mayor Harlan noted that there was no one in the audience; therefore, the City Council recessed at 5:47 PM to the City Manager’s Office.

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

**1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

Council Members Dennis Norton, Sam Storey, Ed Bottorff, and Mayor Stephanie Harlan. Council Member Termini was absent.

City Treasure DeWitt was absent.

**2. PRESENTATIONS**

A. Proclamation in recognition of Sam Storey for service to Community Bridges.  
[120-40]

Sam Storey received the proclamation and provided comments.

**3. REPORT ON CLOSED SESSION [520-25]**

City Attorney Barisone stated that Administrative Services Director Murphy reported on labor negotiations with the Capitola Police Officers Association and the Capitola Police Captains; there was no reportable action. He also stated that the City Council discussed the City Manager’s performance evaluation; there was no reportable action.

**4. ADDITIONS AND DELETIONS TO AGENDA (none provided)**

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### 5. PUBLIC COMMENTS (none provided)

### 6. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS

Mayor Harlan stated that New York Mayor Bloomberg is leading the efforts to ban polystyrene products and he responded to the City's letter supporting the ban. She stated that on July 13<sup>th</sup> Museum Coordinator Swift will be signing the newly published book on the history of Capitola beginning at 12 (noon) at the Capitola Museum. In addition, the Mayor stated that she attended the Monterey Bay Division of the League of California Cities meeting on July 8<sup>th</sup>; she summarized Assembly Member Stone's comments from this meeting.

Public Works Director Jesberg reported on the July 11<sup>th</sup> Monterey Community Choice Aggregation meeting regarding Phase 1 Technical Feasibility Study Project.

Community Development Director Grunow introduced Katie Cattan, the City's new Senior Planner.

City Clerk Sneddon announced the resignation of City Treasurer DeWitt effective July 15, 2013.

### 7. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS (none provided)

### 8. CONSENT CALENDAR

Council Member Norton requested that Item 8.B. be pulled from the Consent Calendar.

- A. Consider approving the City Council Minutes of the June 13, 2013, Special Joint City Council/Successor Agency Meeting; and the June 13, 2013, Regular City Council Meeting.
- B. Consider a policy establishing a formal procedure for accepting donations. [100-10]
- C. Adoption of an Ordinance for a .72 acre site located at 1575 38th Avenue, Assessor's Parcel Number 034-181-17 by way of rezoning this property from the CN "Neighborhood Commercial" District to the PD "Planned Development" District [2nd Reading]; and approve the Conditions of Approval. [730-10/730-85]

### ACTION

**Motion made by Council Member Storey, seconded by Council Member Norton, to approve the City Council Minutes of the June 13, 2013, Special Joint City Council/Successor Agency Meeting; and the June 13, 2013, Regular City Council Meeting. The motion was passed unanimously.**

**Motion made by Council Member Storey, seconded by Council Member Norton, to adopt Ordinance No. 984 for a .72 acre site located at 1575 38th Avenue, Assessor's Parcel Number 034-181-17 by way of rezoning this property from the CN "Neighborhood Commercial" District to the PD "Planned Development" District [2nd Reading]; and approve the Conditions of Approval. The motion passed with the following vote: AYES: Council Members Norton, Storey, and Bottorff. NOES: and Mayor Harlan. ABSENT: Mayor Termini. ABSTAIN: None.**

**THE FOLLOWING ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION:**

- B. Consider a policy establishing a formal procedure for accepting donations. [100-10]

**ACTION** Motion made by Council Member Bottorff, seconded by Council Member Storey, to approve a policy establishing a formal procedure for accepting donations. The motion was passed unanimously.

**9. GENERAL GOVERNMENT / PUBLIC HEARINGS**

- A. Receive a report regarding Soquel Creek Water District water/meter rates for secondary units. [1160-10]

Community Development Director Grunow reported on this item.

Taj Dufour, Soquel Creek Water District General Manager, provided comments.

Bruce Daniels, Soquel Creek Water District Board Vice President, provided comments and stated the necessity for the proposed Regional Seawater Desalination Project.

Council Member Storey requested that staff work with the Soquel Creek Water District in establishing additional regulations for storm water pollution prevention and protection similar to Santa Cruz County Code.

- B. Discussion of options for the City's Affordable Housing Programs. [750-10]

**ACTION** Motion made by Council Member Storey, seconded by Council Member Norton, to direct staff to report back to City Council after reviewing the feasibility of converting the City's General Plan Fee to a housing fee to support the City's Affordable Housing Programs. The motion was passed unanimously.

- C. Consider an Ordinance adding Chapter 13.16 to the Capitola Municipal Code establishing regulations for storm water pollution prevention and protection [1st Reading]. [430-50]

Public Works Director Jesberg reported on this item.

Cindy Preuss, Hydro Science Engineers Senior Project Manager, reported on the best practices for storm water management.


Council Member Storey referenced the draft Ordinance and asked for clarification regarding *Section 13.16.060 (A-2(c)) Emergency Cease and Desist Orders: Uncontrolled sources of pollutants that may pose an environmental threat shall be abated within 30 days of notification.*

**ACTION** Motion made by Council Member Norton, seconded by Council Member Storey, to approve the first reading of the Ordinance adding Chapter 13.16 to the Capitola Municipal Code establishing regulations for storm water pollution prevention and protection; and to direct staff to further define Section 13.16.060 A-2(c) of the draft Ordinance. The motion was passed unanimously.

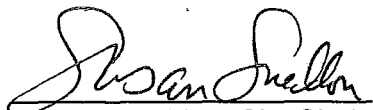
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10. ADDITIONAL MATERIALS (none provided)
11. ADJOURNMENT

Mayor Harlan adjourned the meeting at 9:00 PM to the next Regular Meeting of the City Council on Thursday, July 25, 2013, at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

  
Stephanie Harlan, Mayor

ATTEST:

 CMC  
Susan Sneddon, City Clerk

**MINUTES WERE UNANIMOUSLY APPROVED ON JULY 25, 2013**