

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

**CLOSED SESSION – 6:00 PM
CITY MANAGER’S OFFICE**

CALL TO ORDER

Mayor Harlan called the meeting to order at 6:00 PM 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
Capitola Police Captains.

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

City of Capitola et al. v. Lexington Insurance Company [United States District Court, Northern District of California, Case No. 5:12-CV-03428-LHK].

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

Property: McGregor Drive, APN 036-341-02 (City of Capitola, Owner)
City Negotiator: Public Works Director
Negotiating Parties: City and Soquel Creek Water District
Under Negotiation: Real Property Lease/Sale

Mayor Harlan noted that there was no one in the audience; therefore, the City Council recessed at 6:05 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, Michael Termini and Mayor Stephanie Harlan

2. PRESENTATIONS

- A. Proclamation honoring Janet Glazer, member of the Seniors Council of Santa Cruz & San Benito Counties Board of Directors. [120-40]

Proclamation received.

- B. Mayor’s Proclamation designating April 2013 as “National Poetry Month”. [120-40]

Proclamation received.

David Swanger, Santa Cruz County Poet Laureate, read poems.

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

Assistant City Attorney Adair Paterno provided a report on Closed Session. There was no reportable action.

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

5. **PUBLIC COMMENTS**

Sandy Erickson, local resident, asked when the City's 2013 Slurry Project would begin.

6. **COUNCIL/STAFF ANNOUNCEMENTS**

Public Works Director Jesberg stated there was a bid opening on April 10th regarding the removal of the remaining mobilehome coaches from the former Pacific Cove Mobile Home Park. Also, staff plans to agendaize for the April 25th Council meeting the approval of the plans, specifications and estimate for the 2013 Slurry Seal Program.

Council Member Termini noted that local student drawings are on display in the Council Chambers. Also, the new kiosk recommended by the Art & Cultural Commission will be shown at a future Council meeting.

Mayor Harlan stated that the Capitola Museum Grand Opening on Saturday, April 13th at 11 a.m. She stated that she attended the Santa Cruz Community Inpatient and Outpatient Recovery Services Program Graduation sponsored by the Santa Cruz Community Counseling Center. She reported that she attended the April 10th Mayor Selection Committee. She provided an update on Senate Bill 405 regarding single-use carryout shopping bags. She discussed the need for long-term senior planning for the communities aging population. She invited the community to the following: (1) Capitola's 10th annual garage sale scheduled on Saturday, April 20th; (2) Operation Surf Dinner for wounded soldiers will be hosted by Paradise Beach Grill on April 16th at 6 p.m.

7. **BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS**

- A. Consideration of an appointment to the Advisory Council on the Area on Aging. [110-10]

ACTION Mayor Harlan appointed Al Carlson to the Advisory Council to the Area Agency on Aging of the Santa Cruz and San Benito Counties.

8. **CONSENT CALENDAR**

Council Member Norton requested that Item No. 8.A. be pulled from the Consent Calendar.

ACTION Motion made by Council Member Termini, seconded by Council Member Storey, to approve Items No. 8.B., 8.C., 8.D., and 8.E. on the Consent Calendar. The vote was unanimous.

- A. Consideration of approving the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013.

- B. Adoption of **Ordinance No. 981** a Coastal Plan and Ordinance Amendment to the Capitola Municipal Code Chapter 17.39, amending Sections 17.39.020, 17.39.030, 17.39.040, 17.39.050, 17.39.060 and 17.39.080 and adding Section 17.39.110 pertaining to Planned Development District Regulations. [2nd Reading]; and the adoption of **Resolution No. 3952** authorizing submittal of amendments to the Local Coastal Program. [740-30]
- C. Consideration of a three-year contract with the City of Santa Cruz for \$68,500 annually, to perform lifeguard services on the beaches in the City of Capitola. [1020-50/500-10 A/C: City of Santa Cruz]
- D. Consideration of sending a letter in support of Senate Bill No. 510 pertaining to Mobilehome Park Conversions. [730-85]
- E. Receive Planning Commission Action Minutes for the Regular Meeting of April 4, 2013. [740-50]

9. GENERAL GOVERNMENT/PUBLIC HEARINGS

- A. Presentation by Henry Castaniada, Superintendent of Soquel Union Elementary School District, and consideration of City Council support in endorsing Measure S, a school funding measure. [1150-05]

The following persons from the community spoke in favor of Measure S:

Tory Del Favero, Soquel Union Elementary School District Trustee
 Ruby Storey, Soquel Elementary School student
 Helen Storey
 Wendy Young
 Ted Donnolly

The following persons from the community spoke against Measure S:

Barbara Brenner, Soquel Union Elementary School District volunteer
 Sandy Erickson

ACTION **Motion made by Council Member Norton, seconded by Mayor Harlan, to endorse Measure S; City Council requested that a Council Member have a seat on the Soquel Union Elementary School District Citizen Oversight Committee. The vote was unanimous.**

- B. Consideration of the Lower Pacific Cove Parking Lot Project financing and Village pay station deployment. [265-10/330-10/330-05/500-10 A/C: IBank]

ACTION **Motion made by Council Member Termini, seconded by Mayor Harlan, to adopt Resolution No. 3953 authorizing the City Manager to submit a final application to the State IBank Program in the amount of \$1.37 million for the Lower Pacific Cove Parking Lot Project. The vote was unanimous. Staff was directed to come back to Council to discuss parking meter zones, parking meter hours, and parking meter rates.**

- C. Receive informational report on firearms, and consideration of a letter in support of Senate Bill No. 53 pertaining to ammunition purchase permits. [485-10]

ACTION Motion made by Council Member Termini, seconded by Council Member Norton, to approve sending letters of support regarding Assembly Bill 1296 and Senate Bill 53. The vote was unanimous.

- D. Consideration of approving the revised Cellular Telephone Use Policy (Policy V-9). [100-10]

ACTION Motion made by Council Member Bottorff, seconded by Council Member Norton, to approve the revised Cellular Telephone Use Policy (Policy V-9). The vote was unanimous.

The following Item No 8.A. was pulled from the Consent Calendar for separate discussion.

8.A.

Consideration of approving the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013.

Council Member Norton requested that Final Urgency Ordinance No. 979 regarding revising current City Firearm/Ammunition Regulations be provided to the City Council.

ACTION Motion made by Council Member Termini, seconded by Council Member Storey, to approve the City Council Minutes of the Regular Meetings of February 28, 2013, and March 14, 2013. The vote was unanimous.


10. COUNCIL/STAFF COMMUNICATIONS (none provided)

11. CITY COUNCIL/TREASURER COMMENTS/COMMITTEE REPORTS (none provided)

13. ADJOURNMENT

Mayor Harlan adjourned the meeting at 10:15 p.m. to the next Regular Meeting of the City Council on Thursday, April 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