

# City of Capitola

## City Council Meeting Agenda

### Thursday, June 09, 2022 – 7:00 PM



City Council Chambers  
420 Capitola Avenue, Capitola, CA 95010

**Mayor:** Sam Storey  
**Vice Mayor:** Margaux Keiser  
**Council Members:** Jacques Bertrand, Yvette Brooks, Kristen Brown

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### Regular Meeting of the Capitola City Council – 7 PM

*All correspondences received prior to 5:00 p.m. on the Wednesday preceding a Council Meeting will be distributed to Councilmembers to review prior to the meeting. Information submitted after 5 p.m. on that Wednesday may not have time to reach Councilmembers, nor be read by them prior to consideration of an item.*

#### 1. Roll Call and Pledge of Allegiance

Council Members Jacques Bertrand, Yvette Brooks, Kristen Brown, Margaux Keiser, and Mayor Sam Storey.

#### 2. Additions and Deletions to the Agenda

#### 3. Presentations

*Presentations are limited to eight minutes.*

- A. Introduction of newly appointed Central Fire District Chief Jason Nee
- B. Proclaim June 2022 Elder Abuse Awareness Month
- C. Report on Tobacco Grant & Outreach at New Brighton Middle School

#### 4. Additional Materials

*Additional information submitted to the City after distribution of the agenda packet.*

#### 5. Oral Communications by Members of the Public

*Please review the Notice of Remote Access for instructions. Oral Communications allows time for members of the Public to address the City Council on any "Consent Item" on tonight's agenda, or on any topic within the jurisdiction of the City that is not on the "General Government/Public Hearings" section of the Agenda. Members of the public may speak for up to three minutes, unless otherwise specified by the Mayor. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. A **maximum of 30 minutes** is set aside for Oral Communications.*

#### 6. Staff / City Council Comments

*Comments are limited to three minutes.*

#### 7. Consent Items

*All items listed as "Consent Items" will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless*

*members of the City Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following General Government. Note that all Ordinances which appear on the public agenda shall be determined to have been read by title and further reading waived.*

- A.** Consider the minutes from the May 26, 2022, regular City Council meeting  
Recommended Action: Approve minutes.
- B.** Approval of City Check Registers Dated May 6 and May 20  
Recommended Action: Approve check registers.
- C.** GreenWaste Annual Rate Adjustment  
Recommended Action: Adopt the proposed Resolution approving the Rate Schedule for Residential and Commercial Garbage Collection and Recycling in Capitola effective July 1, 2022.
- D.** Three-year Extension of Library Financing Authority Joint Powers Agreement  
Recommended Action: Approve the fourth Amendment to the Joint Exercise of Powers Agreement establishing the Santa Cruz County Library Financing Authority, and authorize the City Manager to sign the amendment.
- E.** Consider the City Investment Policy  
Recommended Action: Confirm the City's Administrative Policy Number III-1: Investment Policy as recommended by the Finance Advisory Committee.
- F.** Appoint Representatives to the Historical Museum Board  
Recommended Action: 1) Reappoint incumbent members Niels Kisling, Emmy Mitchell-Lynn, and David Peyton to serve additional terms and 2) Extend the recruitment period for applicants to June 24 with the intention to appoint two representatives to the remaining vacant Board seats on July 28.
- G.** Consider the Adoption of a Resolution Setting the Fiscal Year 2022/23 Appropriation Limit  
Recommended Action: Adopt a resolution setting the Fiscal Year 22/2023 appropriation limit.
- H.** Consider a resolution of intention to levy business improvement assessments for fiscal year 2022-2023  
Recommended Action: Adopt the proposed resolution of intention that provides notification of the City's intent to levy business improvement assessments for Fiscal Year 2022/2023; receives the annual report and proposed budget of the CVWBIA; sets the date for a public hearing to be held on Thursday, June 23, 2022; and outlines noticing requirements.
- I.** Approval to Send Letter of Support for the County of Santa Cruz's Grant Application for Coastal Rail Trail Segments 10 and 11  
Recommended Action: Authorize the Mayor to sign letter of support for the County of Santa Cruz's Grant Application for an Active Transportation Program Grant for Coastal Rail Trail Segments 10 and 11.
- J.** Receive Update on Pandemic Response and Consider Adopting Proposed Resolution Allowing for the Continuation of Teleconferencing  
Recommended Action: 1) Make the determination that all hazards related to the worldwide spread of the coronavirus (COVID-19) as detailed in Resolution No. 4168 adopted by the City Council on March 12, 2020, still exist and there is a need to continue action; and 2) Adopt the proposed resolution authorizing the City Council (along with the Planning Commission and all advisory bodies) to continue to conduct teleconferencing meetings.

## 8. General Government / Public Hearings

*All items listed in “General Government / Public Hearings” are intended to provide an opportunity for public discussion of each item listed. The following procedure pertains to each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.*

- A. Pavement Management Plan Update and 5-Year Road Repair Plan  
Recommended Action: Approve the proposed 5-year street improvement schedule list, and direct staff to prepare a resolution for adoption at the June 23 City Council meeting approving the list of streets receiving 2022/23 Road Repair and Rehabilitation (SB 1) funds.
- B. Potential Second Home Tax Follow Up  
Recommended Action: Receive report regarding potential second home tax, and either: 1) Provide policy input regarding structure for a second home tax for the November ballot and direct staff to prepare documentation necessary to place on item on the ballot; OR 2) Determine not to propose a second home tax to voters at this time.
- C. Establish Timeline for Returning to In-Person City Council Meetings  
Recommended Action: Establish date for City Council (along with the Planning Commission and all advisory bodies) to hold in person meetings with remote attendance options for members of the public.

## 9. Adjournment

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### Notice of Remote Access

In accordance California Senate Bill 361, the City Council meeting is not physically open to the public and in person attendance cannot be accommodated.

#### To watch:

- Online at <https://www.cityofcapitola.org/meetings>
- Spectrum Cable Television channel 8
- City of Capitola, California YouTube Channel

#### To Join Zoom by Computer or Phone:

- Meeting ID: **814 9248 3812**
- Meeting Passcode: **426714**
- Meeting link: <https://us02web.zoom.us/j/81492483812?pwd=bnJjN25aYkRhRHlUajAzM3o1cnpDQT09>
- Or dial one of these phone numbers: **1 (669) 900 6833, 1 (408) 638 0968, 1 (346) 248 7799**

#### To make public comment:

When submitting public comment, one comment (via phone or email, not both), per person, per item is allowed. If you send more than one email about the same item, the last received will be read. You will have three minutes to speak, and emails will be read aloud for no longer than three minutes. The Mayor will announce the public comment period for each agenda item.

- **If you have joined the Zoom Meeting:** Use participant option to “raise hand”. The moderator will unmute you
- **If called in over the phone:** Dial \*9 on your phone to “raise your hand”. The moderator will unmute you
- **If you want to send an email:** During the meeting, email written public comment to [publiccomment@ci.capitola.ca.us](mailto:publiccomment@ci.capitola.ca.us)
- Emailed comments on items will be accepted after the start of the meeting until the Mayor announces that public comment for that item is closed

- Emailed comments should be a maximum of 450 words, which corresponds to approximately 3 minutes of speaking time
- Emails received by [publiccomment@ci.capitola.ca.us](mailto:publiccomment@ci.capitola.ca.us) outside of the comment period outlined above will not be included in the record

**Note:** Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes “final.” Please be advised that in most instances the decision become “final” upon the City Council’s announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

**Notice regarding City Council:** The City Council meets on the 2nd and 4th Thursday of each month at 7:00 p.m. (or in no event earlier than 6:00 p.m.), in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

**Agenda and Agenda Packet Materials:** The City Council Agenda and the complete Agenda Packet are available for review on the City’s website: [www.cityofcapitola.org](http://www.cityofcapitola.org) and at Capitola City Hall prior to the meeting. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue Capitola. Need more information? Contact the City Clerk’s office at 831-475-7300.

**Agenda Materials Distributed after Distribution of the Agenda Packet:** Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

**Americans with Disabilities Act:** Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk’s office at least 24 hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

**Televised Meetings:** City Council meetings are cablecast “Live” on Charter Communications Cable TV Channel 8 and are recorded to be rebroadcasted at 8:00 a.m. on the Wednesday following the meetings and at 1:00 p.m. on Saturday following the first rebroadcast on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed “Live” on the City’s website at [www.cityofcapitola.org](http://www.cityofcapitola.org) by clicking on the Home Page link “**Meeting Agendas/Videos.**” Archived meetings can be viewed from the website at any time.