

City of Capitola

City Council Meeting Agenda

Thursday, December 08, 2022 – 6:00 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

Regular Meeting of the Capitola City Council – 6 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. Additional Materials

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

A. Additional Materials – Items 4C and 8B

4. Elections Business

A. Consider and Approve City Council Meeting Minutes from May 19, 2022, Special Meeting, September 8, 2022, Special Meeting, and November 22, 2022, Regular Meeting

Recommended Action: Approve minutes.

B. Presentation of Certificates of Appreciation to Outgoing Council Members and Outgoing Council Member Comments.

Recommended Action: Receive comments from outgoing Council Members.

C. Resolution Confirming and Approving the Canvass of Returns and Results of the General Municipal Election

Recommended Action: Adopt the proposed resolution confirming election results.

D. Oath-of-Office Ceremony for Newly Elected (and Re-elected) Council Members

Recommended Action: Administer the oath of office and receive comments from new Council Members.

E. City Council Reorganization for 2023

Recommended Action: City Council Members nominate and elect a new Mayor and Vice-Mayor.

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.** Purchase of a Radio System Upgrade and Fiscal Year 2022-2023 Budget Amendment
Recommended Action: Authorize the purchase of new radio system infrastructure for the Police Department and amend the FY 2022-23 Budget by appropriating \$74,000 of the remaining balance from the Community Power Resiliency Grant.
- B.** Resolution Setting the Interest Rate for Tenant’s Security Deposits for 2023
Recommended Action: Adopt a resolution setting the interest rate for tenant’s security deposits for 2023 at zero percent (0%).
- C.** Resolution Establishing Holidays and City Hall Closures in Calendar Year 2023
Recommended Action: Adopt a resolution designating the holidays and closures in 2023.
- D.** 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.** 2023 City Council Meeting Schedule
Recommended Action: Adopt the regular meeting schedule for 2023.
- B.** City Council Appointments to City Advisory Bodies
Recommended Action: Appoint City Council representatives to County and Regional Boards with early January meetings, appoint City Council representatives to City advisory bodies, and appoint members of the public to the City of Capitola Planning Commission.

9. Adjournment

Notice of In-Person & Remote Access

Meetings are open to the public for in-person attendance at the Capitola City Council Chambers located at 420 Capitola Avenue, Capitola, California, 95010

Other ways to Watch:

Spectrum Cable Television channel 8

City of Capitola, California YouTube Channel

To Join Zoom Application or Call in to Zoom:

Meeting

link: <https://us02web.zoom.us/j/83328173113?pwd=aVRwcWN3RU03Zzc2dkNpQzRWVXAydz09>

Or dial one of these phone numbers: **1 (669) 900 6833, 1 (408) 638 0968, 1 (346) 248 7799**

Meeting ID: **833 2817 3113**

Meeting Passcode: **678550**

To make a remote public comment:

Via Zoom Application: Use participant option to “raise hand”. The moderator will unmute you

Via Zoom phone call: Dial *9 on your phone to “raise your hand”. The moderator will unmute you

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 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 by clicking on the Home Page link “**Meeting Agendas/Videos.**” Archived meetings can be viewed from the website at any time.

Capitola City Council Agenda Report

Meeting: December 8, 2022

From: City Manager Department

Subject: Additional Materials – Items 4C and 8B



Background: The resolution for Item 4C was updated to reflect the Santa Cruz County Clerk's Certified Election Results, which were provided to the City on December 8, 2022.

The attachment to Item 8B was updated to reflect all applications received until December 8, 2022.

Fiscal Impact: None.

Report Prepared By: Julia Moss, City Clerk

Approved By: Jamie Goldstein, City Manager

Capitola City Council Agenda Report



Meeting: December 8, 2022

From: City Manager Department

Subject: Consider and Approve City Council Meeting Minutes from May 19, 2022 Special Meeting, September 8, 2022, Special Meeting, and November 22, 2022, Regular Meeting

Recommended Action: Approve minutes.

Discussion: Attached for Council review and approval are the draft minutes from the special City Council meeting on May 19, 2022, special City Council meeting on September 8, 2022, and the regular City Council meeting on November 22, 2022.

Attachments:

1. May 19, 2022
2. September 8, 2022
3. November 22, 2022

Report Prepared By: Julia Moss, City Clerk

Reviewed/Approved By: Jamie Goldstein, City Manager

City of Capitola

Special City Council Meeting Minutes

Thursday, May 19, 2022 – 6:00 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

Special Meeting of the Capitola City Council – 6 PM

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. Additional Materials

4. Oral Communications by Members of the Public

5. Staff / City Council Comments

Council Member Bertrand discussed that the Agency Area on Aging, which offers mid-county senior services, food delivery, etc., is at risk of losing its facility.

Mayor Storey praised the Capitola Police Department and Chief Dally regarding the excellent Skate-tola event.

6. Consent Items

- A. Consider the minutes from the May 4, 2022, special City Council meeting
Recommended Action: Approve minutes.

Motion: Approve minutes

Result: Passed, 5:0 (Unanimous)

Mover: Vice Mayor Keiser

Second: Council Member Brooks

Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

7. General Government / Public Hearings

- A. Presentation of the Proposed Fiscal Year 2022-23 Budget for the City of Capitola and the Capitola Successor Agency
Recommended Action: Acting as the City Council and Successor Agency, receive the proposed budget, provide staff direction, and either: 1) Continue budget deliberations to the next scheduled joint budget hearing on June 1, 2022, or 2) Direct staff to prepare the documents for final budget adoption at a regular meeting in June and cancel future planned budget hearings. City Manager Goldstein introduced the presentation and outlined the topics to be covered. Director Malberg presented an overview of Council decision making points.

Finance Director Malberg presented updates to the proposed full year 2022-23 budget.

Council Member Brooks recommended that Recreation scholarships be made available for applicants of all income levels.

Council Member Brown asked how money will be allocated within the proposed City Hall maintenance; Public Work Director Jesberg said the money would primarily be used towards repairing the roof and remodeling the public restrooms in the Chambers lobby.

Council Member Brooks asked that funding towards a universal design project be increased to \$300,000. She emphasized the need for installing a rubberized play surface as a starting point, with the project growing as fundraising does.

Mayor Storey asked about the library reserve fund; Finance Director Malberg confirmed that the remaining money will be returned to the general fund as the library project is now complete.

There was no public comment.

Motion: 1) Approve all recommendations as presented by staff and 2) Allocate \$125,000 from the \$1.3 million general fund balance towards the inclusive park/universal design project at Jade Street for a rubberized play surface

Result: Failed, no second

Mover: Council Member Brooks

Motion: Approve all recommendations as presented by staff

Result: Passed 5-0 (Unanimous)

Mover: Council Member Brooks

Second: Council Member Brown

Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

Motion: Allocate \$125,000 from the \$1.3 million general fund balance for a rubberized play surface as part of the inclusive park/universal design project at Jade Street Park

Result: Passed, 4-1

Mover: Council Member Brooks

Second: Vice Mayor Keiser

Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks

Nay: Council Member Brown

Motion: Cancel remaining special budget hearings and direct staff to prepare for budget adoption at the June 23 meeting

Result: Passed, 5-0 (Unanimous)

Mover: Council Member Keiser

Second: Council Member Brown

Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

8. Adjournment - The meeting was adjourned at 7:54PM.

ATTEST:

Sam Storey, Mayor

Chloé Woodmansee, City Clerk

DRAFT

City of Capitola Special City Council Meeting Minutes Thursday, September 08, 2022 – 3:30 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

Closed Session – 3:30 PM

1. Roll Call and Pledge of Allegiance

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

2. Closed Session

- A. Conference with legal counsel – anticipated litigation
 - Initiation of litigation pursuant to Gov’t Code § 54956.9(d)(4)
 - One potential case

The City Council met and discussed one item on the Closed Session Agenda and took no reportable action.

3. Adjournment – Adjourned at 4:15 PM.

ATTEST:

Sam Storey, Mayor

Chloé Woodmansee, City Clerk

City of Capitola

City Council Meeting Minutes

Tuesday, November 22, 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

Regular Meeting of the Capitola City Council – 7 PM

1. Roll Call and Pledge of Allegiance - *Meeting called to order at 7:04 PM*

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

2. Additions and Deletions to the Agenda

3. Presentations

A. Staff Introductions

Recommended Action: Introduction of City Clerk Julia Moss.

4. Additional Materials

A. Item 8A - One public comment email

Mayor Storey thanked the Public Access Channel Broadcast staff member for his assistance.

5. Oral Communications by Members of the Public - *None*

6. Staff / City Council Comments

Council Member Bertrand arrived at 7:10 PM.

Jamie Goldstein, City Manager - roof and generator approvals are derived from funding approved during budget. Request from Congressman Minetta to fund the wharf project, dependent on yet to be adopted federal budget.

Vice Mayor Keiser acknowledged the free holiday parking in Capitola Village and encouraged residents and visitors to take advantage.

Council Member Brown acknowledged the victims of the Club Q shooting in Colorado Springs, requested that the Mayor adjourn tonight's meeting in honor of victims.

Council Member Bertrand apologized for tardiness and also acknowledged the Club Q victims.

7. Consent Items

A. Consider and Approve City Council Meeting Minutes from November 10, 2022 Regular Meeting and November 15, 2022 Special Meeting

Recommended Action: Approve minutes.

B. Approval of City Check Registers Dated October 14, October 28, and November 10, 2022.

Recommended Action: Approve check registers.

- C. Long Term Use Agreement Between City of Capitola and Soquel Union Elementary School District for Jade Street Property
Recommended Action: Authorize the City Manager to sign a Long-Term Use Agreement between the City of Capitola and Soquel Union Elementary School District for the Jade Street Park Property including the Capitola Community Center in substantially similar form, as approved by the City Attorney, as the attached Agreement.
- D. Environmental Projects Manager Job Description
Recommended Action: Approve changes to the Environmental Projects Manager job description.
- E. Second Reading of an Ordinance Amending Chapter 15.04 of the Capitola Municipal Code Pertaining to Building and Fire Code
Recommended Action: Pass an Ordinance amending Municipal Code Chapter 15.04, pertaining to building and fire codes.
- F. Second Reading of an Ordinance Amending Chapter 17 of the Capitola Municipal Code pertaining to Zoning and Amending the Zoning Map and the Coastal Land Use Plan Map
Recommended Action: 1) Pass an Ordinance amending Title 17: Zoning of Capitola Municipal Code, amending the Capitola General Plan land use map, and amending the Capitola Zoning Map, and 2) Adopt the proposed resolution authorizing submittal to the California Coastal Commission for Certification of amendment to the Local Coastal Program including modifications to the LCP Implementation Plan, Zoning Map, and the Coastal Land Use Plan Map (General Plan Land Use Map).
- G. Second Reading of an Ordinance Amending Sections 5.36 and 9.61 of the Capitola Municipal Code Pertaining to Cannabis Delivery
Recommended Action: Pass an Ordinance amending Capitola Municipal Code Sections 5.36 and 9.61 allowing cannabis deliveries within the City of Capitola from any authorized licensed retailers physically located within Santa Cruz County.
- H. Suspend Village Parking Meter and Pay Station Operation for the 2022 Holiday Season
Recommended Action: Authorize the suspension of parking meter and pay station operation to allow free three-hour parking in the Village Parking Meter Zone A (1) from November 24, 2022, through December 25, 2022.
- I. Award of Contract to American Foam Experts for the City Hall Roof Repair Project in Total Amount Not to Exceed \$58,480 and Determine Project Exempt from CEQA Pursuant to CEQA Guidelines Section 15301
Recommended Action: 1. Accept the lowest responsible bid for the City Hall Roof Repair Project and determine project exempt from CEQA; and 2. Authorize the City Manager to award the construction contract to the lowest responsible bidder after receipt of the required contract documents, execute contract documents, and approve potential contract changes in aggregate amount not exceeding 10% of the contract award amount.
- J. Consider a Contract to Install a Backup Power Generator for the City Hall and Police Department
Recommended Action: Authorize the City Manager to award a contract to Triad Electric for the City Hall and Police Department Backup Generator Project in total amount not to exceed \$197,200, approve potential contract changes in the aggregate amount not exceeding 15% of the contract award amount, and determine the project is exempt from CEQA Pursuant to CEQA Guidelines Section 15303.
- K. Consider Update to the Police Officer Association 2021-2024 Memorandum of Understanding

Recommended Action: Authorize the City Manager to sign an updated 2021-2024 Police Officer Association (POA) Memorandum of Understanding (MOU) including negotiated changes.

- L. 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.

**Motion to approve Consent Items A through E & G through L: Vice Mayor Keiser
Seconded by Council Member Bertrand**

Voting Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

Motion to adopt Item F: Council Member Brown

Seconded: Council Member Brooks

Voting Yea: Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

Voting Abstaining: Mayor Storey

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. San Jose Avenue Parking Layout Modifications

Recommended Action: Authorize modifications to on-street parking on San Jose Avenue.

Jessica Kahn, Public Works Director, presented the staff report.

Council Comments:

Council Member Brown requested clarification on the ability of businesses to obtain parking permits and possibility of extension of permits for those who are already in the process of obtaining permits.

Mayor Storey requested clarification on whether the parking payment meters will need to be updated, Public Works Director Kahn confirmed they will and that this process is easily completed.

Public Comments: *None*

Motion: Council Member Brooks

Seconded by Vice Mayor Keiser

Voting Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

- B. Authorize a Request for Proposals for the Jade Street Park Universally Accessible Playground Project

Recommended Action: Authorize the Public Works Department to issue a Request for Proposals for the design of a universally accessible playground at Jade Street Park.

Jessica Kahn, Public Works Director, presented the staff report.

Council Comments:

Council Member Brooks expressed excitement and support for the item, hopes that this playground becomes a model for the County.

Mayor Storey appreciated seeing visual representations in the presentation and the aspect of community fundraising for this item.

Public Comments: *None*

Motion: Council Member Brooks

Seconded: Council Member Bertrand

Voting Yea: Mayor Storey, Vice Mayor Keiser, Council Member Bertrand, Council Member Brooks, Council Member Brown

C. Receive 2022 Special Event Report and Provide Direction for Recurring 2023 Events

Recommended Action: Receive report, provide direction regarding changes to specific recurring special event permit conditions, and determine if any additional review should be required for any 2023 special events.

Andrew Dally, Police Chief, presented the staff report.

Council Comments:

Vice Mayor Keiser inquired about parking signage during events.

Council Member Brooks inquired about the magnitude of fireworks and subsequent debris and requested clarification about the Halloween Parade event classification. Chief Dally confirmed that the Chamber of Commerce filed a Minor Event permit for the 2022 Halloween Children's Parade, and based upon event attendance in 2022, the classification of the 2023 parade can be reassessed.

Council Member Bertrand appreciated the Police Department and Central Fire collaborative Command Centers and inquired about response from the public and residents concerning events.

Mayor Storey disclosed communications from the public regarding fireworks debris and requested for staff communication to the public to inform them of upcoming cleanup efforts.

Public Comments: *None*

9. Adjournment - *Adjourned at 7:54 PM in honor of the five victims of the Club Q mass shooting in Colorado Springs, adjourned to the next regular City Council meeting at 6:00 PM on December 8, 2022.*

ATTEST:

Sam Storey, Mayor

Julia Moss, City Clerk

Capitola City Council

Agenda Report

Meeting: December 8, 2022

From: City Manager's Department

Subject: Resolution Confirming and Approving the Canvass of Returns and Results of the General Municipal Election



Recommended Action: Adopt the proposed resolution confirming election results.

Background: The City's General Municipal Election was held on November 8, 2022, consolidated with the statewide general election. The purpose of the election was to elect three City Council Members to four-year terms through December 2026.

Discussion: The City Council approves the canvass of returns and election results by adoption of the proposed resolution. The Santa Cruz County Clerk will provide certified election results to City Staff no later than December 7, 2022. An updated copy of the proposed resolution will be distributed once certified election results have been received.

The three Council Member candidates who have received the highest totals of votes will be sworn into office later in the agenda. Precise vote totals will be included in the updated resolution. The County Clerk's "Certification of the Votes Cast" will be included as an exhibit to the resolution.

Attachments:

1. Proposed Resolution

Report Prepared By: Julia Moss, City Clerk

Reviewed By: Samantha Zutler, City Attorney

Approved By: Jamie Goldstein, City Manager

RESOLUTION NO.**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA CONFIRMING AND APPROVING THE CANVASS OF RETURNS AND RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD IN CAPITOLA ON THE 8th DAY OF NOVEMBER, 2022**

WHEREAS, the City Council of the City of Capitola, by Resolution No. 4271 duly passed and adopted on the 23rd day of June, 2022, called a General Municipal Election to be held in the City of Capitola on November 8, 2020, as required by law for the object and purpose of electing three (3) Members of the Capitola City Council for the full term of four (4) years; and

WHEREAS, the General Municipal Election was held on Tuesday, November 8, 2022, in accordance with law, and the votes then were received and canvassed and the returns ascertained, determined and declared in all respects by the Santa Cruz County Clerk as authorized and directed by Resolution No. 4271, and the County Clerk has duly filed with this City Council a "Certification of the Votes Cast," set forth in Exhibit "A," attached hereto and incorporated by this reference, be entered upon the minutes of this Council as a statement of the results of the General Municipal Election.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CAPITOLA, CALIFORNIA, AS FOLLOWS:

1. Votes were cast for the candidates for the three (3) offices of Member of the City Council for full terms of four (4) years as follows:

<u>Name of Candidate</u>	<u>Total Number of Votes</u>
Enrique Dolmo Jr.	1772
Yvette Lopez Brooks	2549
Joe Clarke	1827
Alexander Pedersen	1847
Gerry Jensen	1803

2. The vote totals for the General Municipal Election held on November 8, 2022, in the City of Capitola, as certified by the Santa Cruz County Clerk, shall be and hereby are approved and adopted as the formal vote count of the City of Capitola for said offices and said Measure of said election.
3. The following persons were elected to City Council as follows:

<u>Candidates</u>	<u>Votes</u>
Yvette Lopez Brooks	2549
Joe Clarke	1827
Alexander Pedersen	1847

4. The City Clerk is hereby authorized to sign and deliver Certificates of Election to Yvette Lopez Brooks, Joe Clarke, and Alexander Pedersen and to administer to each the Oath of Office prescribed in the Constitution of the State of California.
5. The City Clerk shall enter on the records of the Capitola City Council, a statement of the result of the election showing: (1) the total number of votes cast for City Council, (2) the names of the persons voted for, (3) the number of votes given at each precinct to each person, and (4) the total number of votes given to each person.
6. The City Clerk shall certify to the adoption of this Resolution, and thenceforth and

thereafter the same shall be in full force and effect.

I HEREBY CERTIFY that the foregoing resolution was passed and adopted by the City Council of the City of Capitola on the 8th day of December, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Sam Storey, Mayor

ATTEST:

Julia Moss, City Clerk

Statement of Vote



November 8, 2022 Statewide General Election



Tricia Webber, Santa Cruz County Clerk
701 Ocean St., Room 310
Santa Cruz, CA 95060
831-454-2060 / 1-866-282-5900
831-454-2445 (FAX)
www.votescount.us

Certification of County Clerk of the Results of the Canvass of the November 8, 2022, Statewide General Election

I, Tricia Webber, County Clerk of the County of Santa Cruz, do hereby certify that, in pursuance to the provisions of Elections Code Section 15300, et. seq., I did canvass the results for the votes cast in the Statewide Direct Primary Election held in Santa Cruz County on November 8, 2022, for measures and contests that were submitted to the vote of the voters, and that the Statement of Votes Cast to which this certificate is attached, is true and correct.

I hereby set my hand and official seal this 6th day of December 2022 at the County of Santa Cruz.

Tricia Webber

Tricia Webber
Santa Cruz County Clerk



1 City of Capitola Councilmember

					1	1	1	1	1	1	1	1
		Registered Voters	Voters Cast	Turnout (%)	ENRIQUE DOLMO, JR	YVETTE LOPEZ BROOKS	JOE CLARKE	ALEXANDER PEDERSEN	GERRY JENSEN	Write In 1	Write In 2	Write In 3
12010	In Person	702	25	3.56 %	11	8	12	9	10	1		
12010	Vote by Mail	702	390	55.56 %	128	218	149	153	125	3	1	
12010	Total	702	415	59.12 %	139	226	161	162	135	4	1	
12024	In Person	56	2	3.57 %	2	2		2				
12024	Vote by Mail	56	43	76.79 %	14	27	14	16	14			
12024	Total	56	45	80.36 %	16	29	14	18	14			
12040	In Person	1584	59	3.72 %	23	19	20	16	23	2		
12040	Vote by Mail	1584	898	56.69 %	358	531	320	389	280	2		
12040	Total	1584	957	60.42 %	381	550	340	405	303	4		
12080	In Person	222	23	10.36 %	9	6	18	6	7			
12080	Vote by Mail	222	140	63.06 %	46	76	86	45	51			
12080	Total	222	163	73.42 %	55	82	104	51	58			
12082	In Person	236	11	4.66 %	8	8	5	3	4			
12082	Vote by Mail	236	167	70.76 %	64	101	103	52	61			
12082	Total	236	178	75.42 %	72	109	108	55	65			
22022	In Person	3448	207	6.00 %	79	75	83	69	82	3		
22022	Vote by Mail	3448	2125	61.63 %	867	1202	805	859	910	11	2	
22022	Total	3448	2332	67.63 %	946	1277	888	928	992	14	2	
22100	In Person	681	32	4.70 %	17	12	17	16	18			
22100	Vote by Mail	681	471	69.16 %	146	264	195	212	218	3	1	
22100	Total	681	503	73.86 %	163	276	212	228	236	3	1	
Electionwide	In Person	6929	359	5.18 %	149	130	155	121	144	6		
Electionwide	Vote by Mail	6929	4234	61.11 %	1623	2419	1672	1726	1659	19	4	
Electionwide	Total	6929	4593	66.29 %	1772	2549	1827	1847	1803	25	4	
Total - In Person		6929	359	5.18 %	149	130	155	121	144	6		
Total - Vote by Mail		6929	4234	61.11 %	1623	2419	1672	1726	1659	19	4	
Contest Total		6929	4593	66.29 %	1772	2549	1827	1847	1803	25	4	

Capitola City Council Agenda Report

Meeting: December 8, 2022

From: City Manager's Department

Subject: Oath-of-Office Ceremony for Newly Elected (and Re-elected) Council Members



Recommended Action: Administer the oath of office and receive comments from new Council Members.

Report Prepared By: Julia Moss, City Clerk

Approved By: Jamie Goldstein, City Manager

Capitola City Council Agenda Report

Meeting: December 8, 2022
From: City Manager's Department
Subject: City Council Reorganization for 2023



Recommended Action: City Council Members nominate and elect a new Mayor and Vice-Mayor.

Background: The state Government Code calls for the City Council to select a mayor and mayor pro tempore (vice-mayor) following the general municipal election and defines those roles: "The mayor shall preside at the meetings of the council. If he or she is absent or unable to act, the mayor pro tempore shall serve until the mayor returns or is able to act. The mayor pro tempore has all of the powers and duties of the mayor" (Government Code Section 36802).

The newly seated City Council should select a new mayor and vice-mayor by motion. The newly selected mayor will preside over the remainder of the meeting.

Fiscal Impact: None.

Report Prepared By: Julia Moss, City Clerk

Approved By: Jamie Goldstein, City Manager

Capitola City Council

Agenda Report

Meeting: December 8, 2022

From: Police Department

Subject: Purchase of a Radio System Upgrade and Fiscal Year 2022-2023 Budget Amendment



Recommended Action: Authorize the purchase of new radio system infrastructure for the Police Department and amend the FY 2022-23 Budget by appropriating \$74,000 of the remaining balance from the Community Power Resiliency Grant.

Background: In March of 2021, the City was awarded \$300,000 from the California Governor's Office of Emergency Services (Cal OES) Community Power Resiliency program. On November 22, 2022, the City Council authorized a contract in the amount of \$226,000 for the replacement of the backup generator for City Hall and the Police Department. The remaining balance of \$74,000 can be spent on eligible expenditures such as redundant emergency communications: e.g., battery-powered radios; portable battery-powered and rechargeable radio repeaters, and transmission equipment.

In 1996 California legislation (AB 3229) created the Citizens Options for Public Safety (COPS) program, which allocated funds annually for front line local government law enforcement. These funds are distributed through the State Supplemental Law Enforcement Services Fund (SLESF). The Police Department was granted \$100,000 in FY 2022-2023 and has a remaining fund balance of \$140,000 from FY 2021-2022. Funds from this grant are to be exclusively used for supporting front-line law enforcement and cannot be used to supplant existing funding or diverted to an entity's general fund. Funds from this program can be used for salaries, services, supplies, equipment, and administrative overhead.

Staff is seeking approval to use the remaining \$74,000 balance from the Community Power Resiliency project to upgrade our existing radio infrastructure. The total estimated cost to upgrade the radio system infrastructure is \$84,000 and the additional \$10,000 of funding can be provided by the City's SLESF awarded funds.

Discussion: The Police Department operates a very high frequency (VHF) public safety analog conventional radio system providing communications for first responders in the county. The current system operates a single repeated channel with no backup channel. This "Blue" channel is the Police Department's primary radio channel. The goal of this project is to upgrade our existing radio system by adding a second repeated channel (Yellow) and to extend coverage to fill gaps in the coverage. The proposed system upgrade meets this requirement and allows for two repeatable channels for our first responders.

The FY 2022-23 budget planned for the City to establish a Lifeguard Program, and no longer contract with the City of Santa Cruz for lifeguard services. The City is in process of developing this lifeguard program and is applying to become a certified United States Lifesaving Association (USLA) Lifeguard Agency. To become a USLA-certified agency, minimum equipment standards need to be met, which include communication radios that provide lifeguard-to-lifeguard communication and immediate activation of local emergency medical services. Since the City had contracted with Santa Cruz for the past 10 years, this equipment needs to be procured by the City. The proposed system upgrade will meet the requirements to be certified by USLA.

To expand our channel capacity, a new transmission/receiver will be installed at the Capitola Library as the new primary "Blue" channel. The other radio and transmission equipment will remain at their current locations and will serve as a backup "Yellow" channel for the Police Department and a new primary

channel for Capitola Lifeguard Services. A new receiver will be installed at the library site and additional antennas will be installed at the Lifeguard Towers in the Village. The library site will provide much-needed coverage on the east side of the City where radio reception/transmission is often broken and weak.

The following is the breakdown of estimated costs associated with this project:

Lifeguard Cart/Tower	\$	7,000
Receiver	\$	11,500
Repeater	\$	21,500
Hand-held radios	\$	36,000
Labor	\$	8,000
Total:	\$	84,000

Radio communications are governed by policies and procedures established by the Federal Bureau of Investigation (FBI) and the California Department of Justice (DOJ). The proposed upgrades comply with the upcoming mandate to encrypt radio channels to protect Criminal Justice Information (CJI).

Santa Cruz County Information Services Department (ISD) Radio prepared this quote and has been selected as the vendor to order and install the parts. Santa Cruz County ISD Radio has access to our radio system and is the same vendor that was used in the initial radio system upgrade.

Fiscal Impact: This project will have no impact on the General Fund. Sufficient funds are available from the balance of the FY 2020-21 Community Power Resiliency grant program. Any additional funding needs that are not provided by the Community Power Resiliency will be offset through the approved FY 2022-23 SLESF Equipment budget.

Attachments:

1. Budget Amendment Form

Report Prepared By: Andrew Dally, Police Chief

Reviewed By: Julia Moss, City Clerk; Jim Malberg, Finance Director

Approved By: Jamie Goldstein, City Manager

City of Capitola Budget Adjustment Form



Date 11/28/2022

Requesting Department Police

Administrative Council

Item # TBD
Council Date Dec. 8, 2022
Council Approval _____

Revenues		
Account #	Account Description	Increase/Decrease
Total		-

Expenditures		
Account #	Account Description	Increase/Decrease
1200-00-00-000-4390.100	Construction - Project Services	(74,000)
2212-00-00-000-46501.400	Capital Outlay-Machinery & Equip	74,000
Total		-

Net Impact -

Purpose: Utilize \$74,000 Cal OES Community Power Resiliency Program grant funding for police dept. radio system upgrade

Department Head Approval _____

Finance Department Approval _____

City Manager Approval _____

Capitola City Council

Agenda Report



Meeting: December 8, 2022

From: City Manager's Department

Subject: Resolution Setting the Interest Rate for Tenant's Security Deposits for 2023

Recommended Action: Adopt a resolution setting the interest rate for tenant's security deposits for 2023 at zero percent (0%).

Background: The City Council adopted Ordinance No. 804 on February 12, 1998, adding Chapter 5.48 to the Municipal Code requiring interest on security deposits for residential rental properties. Resolution No. 2948 set the interest rate for 1998 at 2%, which became effective March 14, 1998.

It was the City Council's practice to set its interest rate for tenant security deposits consistent with the amount set by the Board of Supervisors of Santa Cruz County. However, starting in 2011 after the County set the rate at an extremely low level, the City Council determined the administrative burden of computing interest rates of around 0.01% were not worth the minor benefit to renters. For example, 0.01% interest on a \$3,000 security deposit would total 30 cents a year. Therefore, the City's interest rate has been set at 0% since January 2011. A history of interest rates since adoption of the implementing Ordinance is included with this report as Attachment 1.

Discussion: Pursuant to Municipal Code Section 5.48.025, "On or before December 31 of each year, the City Council shall set the minimum interest rate (for tenant security deposits) for the next calendar year," the City Council reviews the interest rate and adopts a Resolution setting the rate for the next year.

The County's Investment Officer has completed a survey of annual simple interest on passbook savings and on December 6, 2022 will be recommending the County Board of Supervisors set the County's 2023 interest rate for tenants' security deposits at 0.01%. In accordance with this action, the Capitola Municipal Code, and past practice staff recommends adoption of an interest rate of 0%.

Upon adoption of the proposed resolution, staff will publish the attached notice in the Santa Cruz Sentinel and share information regarding the interest rate on our City website and social media pages.

Fiscal Impact: There is no fiscal impact to the City related to this item.

Attachments:

1. Historical Interest Rates
2. Proposed Resolution
3. Notice

Report Prepared By: Julia Moss, City Clerk

Reviewed By: Julia Moss, City Clerk, Jim Malberg, Finance Director

Approved By: Jamie Goldstein, City Manager



420 Capitola Avenue
Capitola, California 95010
Telephone: (831) 475-7300
FAX: (831) 479-8879
Website: www.ci.capitola.ca.us

HISTORY INFORMATION REGARDING

TENANT'S INTEREST ON SECURITY DEPOSITS FOR RESIDENTIAL RENTAL PROPERTIES

ORDINANCES ADOPTED

Ordinance No. 804 was adopted on February 12, 1998, and added Chapter 5.48 to the Municipal Code, requiring interest on security deposits for residential rental properties effective March 14, 1998.

Ordinance No. 813 was adopted on December 19, 1999, amending Section 5.48.040 of the Municipal Code regarding Payment of Tenant's Interest effective January 18, 2000.

RESOLUTION NO.	PERCENT	EFFECTIVE DATE
Resolution No. 2948	2%	March 14, 1998
Resolution No. 3007	2%	January 1, 1999
Resolution No. 3067	2%	January 1, 2000
Resolution No. 3107	2%	January 1, 2001
Resolution No. 3180	1%	January 1, 2002
Resolution No. 3258	0.58%	January 1, 2003
Resolution No. 3322	0.32%	January 1, 2004
Resolution No. 3416	0.32%	January 1, 2005
Resolution No. 3510	0.43%	January 1, 2006
Resolution No. 3594	0.34%	January 1, 2007
Resolution No. 3671	0.31%	January 1, 2008
Resolution No. 3731	0.23%	January 1, 2009
Resolution No. 3791	0.10%	January 1, 2010
Resolution No. 3849	0%	January 1, 2011
Resolution No. 3898	0%	January 1, 2012
Resolution No. 3945	0%	January 1, 2013
Resolution No. 3973	0%	January 1, 2014
Resolution No. 4009	0%	January 1, 2015
Resolution No. 4040	0%	January 1, 2016
Resolution No. 4070	0%	January 1, 2017
Resolution No. 4094	0%	January 1, 2018
Resolution No. 4133	0%	January 1, 2019
Resolution No. 4165	0%	January 1, 2020
Resolution No. 4206	0%	January 1, 2021
Resolution No. 4241	0%	January 1, 2022
Proposed Resolution	0%	January 1, 2023

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
SETTING INTEREST RATE FOR TENANT SECURITY DEPOSITS FOR 2023 AT
ZERO PERCENT (0%) IN THE CITY OF CAPITOLA**

WHEREAS, Municipal Code Section 5.48.025 directs the City Council to set the minimum annual interest rate for tenant security deposits; and

WHEREAS, the current rate of interest for residential rental security deposits is zero percent (0.00%); and

WHEREAS, the County of Santa Cruz Board of Supervisors, at its meeting held December 6, 2022, voted to set the rate at one-hundredth percent (0.01%) as recommended by the Santa Cruz County Investment Officer; and

WHEREAS, it has been the practice of the Capitola City Council to set its interest rate for tenant security deposits consistent with other jurisdictions within the County of Santa Cruz; and

NOW, THEREFORE IT IS HEREBY RESOLVED, ORDERED AND FOUND by the City Council of the City of Capitola, State of California, that the rate of simple interest payable annually on residential rental security deposits by landlords shall be Zero percent (0%) effective January 1, 2023.

I HEREBY CERTIFY that the above and foregoing Resolution was passed and adopted by the City Council of the City of Capitola, California, at its regular meeting held on the 8th day of December, 2022, by the following vote:

**AYES:
NOES:
ABSTAIN:**

Mayor

ATTEST:

Julia Moss, City Clerk



CITY OF CAPITOLA
420 Capitola Avenue
Capitola, CA 95010
(831) 475-7300
FAX (831) 464-8659

**NOTICE OF CAPITOLA CITY COUNCIL
RESOLUTION SETTING INTEREST RATE FOR TENANT SECURITY
DEPOSITS IN 2023**

NOTICE IS HEREBY GIVEN that on December 8, 2022, the Capitola City Council adopted a resolution setting a 0% interest rate for tenant security deposits in 2023. A copy of the agenda report and resolution can be found on the City's website: <https://www.cityofcapitola.org/>

The Santa Cruz County Board of Supervisors, at its meeting held on December 6, 2022, voted whether to set the rate at 0.01% as recommended by the County's Investment Officer. In concurrence with the Capitola Municipal Code and past practice, the City Council adopted an interest rate of 0% for 2023.

Should you have any questions regarding this information, please contact staff at 831-475-7300, extension 228, or via email at jmoss@ci.capitola.ca.us.

Dated: December 9, 2022

Julia Moss
City Clerk

Capitola City Council

Agenda Report

Meeting: November 10, 2022

From: City Manager Department

Subject: Resolution Establishing Holidays and City Hall Closures in Calendar Year 2023



Recommended Action: Adopt a resolution designating the holidays and closures in 2023.

Background: Ordinance No. 497 allows the City Council to designate holidays and closures for City offices by resolution. A draft resolution for the 2023 calendar year holidays is attached. As has been the practice for the past several years and consistent with employee Memoranda of Understanding, the proposed resolution also identifies the December holiday closure of City Hall and Recreation offices.

Fiscal Impact: None

Attachments:

1. Proposed resolution

Report Prepared By: Chloé Woodmansee, Assistant to the City Manager

Approved By: Jamie Goldstein, City Manager

RESOLUTION NO. _____
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
ESTABLISHING DAYS FOR CLOSURE OF CITY OFFICES
DURING THE 2023 CALENDAR YEAR

WHEREAS, Ordinance No. 497 provides that days for closure of City offices may, from time to time, be set by Council Resolution; and

WHEREAS, it is the desire of the City Council of the City of Capitola to establish days for closure of City offices during the 2023 calendar year.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Capitola as follows: City Offices, except for essential City services such as the Police Department, shall be closed on the following days occurring in calendar year 2023, unless otherwise noted:

Monday, January 2	New Year’s Day (observed)
Monday, January 16	Martin Luther King, Jr., Birthday
Monday, February 13	Lincoln’s Birthday (observed)
Monday, February 20	Presidents’ Day
Monday, May 29	Memorial Day
Tuesday, July 4	Independence Day
Monday, September 4	Labor Day
Monday, October 9	Indigenous Peoples Day
Friday, November 10	Veterans’ Day (observed)
Thursday & Friday, November 23 & 24	Thanksgiving Holiday
Monday, December 25	Christmas Day
Tuesday, December 26 – Friday, December 29	Holiday Closure

The foregoing does not preclude the scheduling of any City Council or Planning Commission meetings on such days. For purposes of Government Code Section 6704, Saturdays and Sundays are also days for closure of the City business office.

The foregoing is not in any sense intended to define holidays, for which employees do or do not receive additional compensation. Employees’ paid holidays are defined in relevant Memoranda of Understanding.

I HEREBY CERTIFY that the above and foregoing resolution was passed and adopted by the City Council of the City of Capitola at its regular meeting held on the 10th day of November, 2022, by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**

 Mayor

ATTEST: _____
 Julia Moss, City Clerk

Capitola City Council

Agenda Report



Meeting: December 8, 2022

From: City Manager Department

Subject: 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.

Background: In December 2019, an outbreak of a respiratory illness linked to the novel coronavirus (COVID-19) was first identified. In March 2020, the State of California, the County of Santa Cruz, and the City of Capitola each declared a state of emergency due to the virus. Also in March 2020, the World Health Organization declared COVID-19 a pandemic. State and local health officers issued health orders to stop the spread of COVID-19; in Santa Cruz County this included March, April, and May 2020 Shelter-In-Place orders that were more restrictive than statewide guidance. Since then, the County Health Officer has incorporated all Orders of the State Public Health Officer, which set baseline statewide restrictions on travel and business activities. Currently (and since February 2022), there are no State required COVID-19 restrictions, other than minimal masking requirements in certain settings. COVID-19 public safety economic restrictions were mostly removed in June 2021 when the state met the criteria to fully reopen the economy and moved beyond the Blueprint for a Safer Economy.

The Governor signed Assembly Bill 361 on September 16, 2021. The Bill allows cities to continue virtual meetings (much as Capitola City Council Meetings function now) as long as the state is under a proclaimed state of emergency; through 2024 when the bill will sunset. The Bill requires legislative bodies to comply with the requirements set forth in Government Code section 54953(e)(2) to ensure the public can safely participate and observe local government meetings. One of the requirements is for Council to adopt findings every thirty days.

Attached is a resolution that makes the following findings:

- 1) Find that current conditions authorize teleconference public meetings, based on the Governor's state of emergency regarding the COVID-19 Pandemic
- 2) Authorize legislative bodies to conduct teleconference meetings, allowing Capitola City Council, Planning Commission, and other advisory bodies to continue to meet using Zoom.

Council will need to adopt resolutions making findings required by AB361 if Hybrid Meetings (with Council Members attending remotely) continue.

Discussion: On Monday, October 17, Governor Newsom announced that the COVID-19 State of Emergency will officially end on February 28, 2023. Operating under AB 361 requires that the state be under a proclaimed state of emergency, meaning that teleconferencing meetings permissible with AB 361 will no longer be so beginning February 2023.

Governor Newsom signed Assembly Bill 2449 (AB 2449) in September, and the Bill goes into effect on January 1, 2023. This Bill amends the Brown Act to provide additional teleconference procedures which would allow Council Members (members of a legislative body) to participate remotely in public meetings, however this Bill is much more restrictive than AB 361.

For example, under AB 2449, Capitola Council Members could attend a Council meeting remotely if at least a quorum of Council Members are in-person at the Capitola City Council Chambers and Council also follows the following:

1. The Council must provide either a two-way audiovisual platform or two-way telephonic service and a live webcasting of the meeting to allow the public to remotely hear and visually observe the meeting, and remotely address the legislative body. (Zoom would likely fulfill this requirement.)
2. The agenda must identify and include an opportunity for all persons to attend via a call-in option, internet-based service option, and at the in-person location of the meeting. (Again, Zoom and the Council Chambers would likely fulfill this requirement.)
3. A member of the Council can only participate remotely if:
 1. the member notifies the Council at the earliest opportunity possible, including at the start of a regular meeting, of their need to participate remotely for “just cause”; or
 2. the member requests that the Council allow them to participate in the meeting remotely due to "emergency circumstances," and the Council approves the request. The Council must request a general description (generally not exceeding 20 words) of the circumstances relating to the member’s need to appear remotely at the given meeting.
4. “Just cause” is defined as (i) a childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner that requires them to participate remotely; (ii) a contagious illness that prevents a member from attending in person; (iii) a need related to a physical or mental disability as defined by statute; or (iv) travel while on official business of the legislative body or another state or local agency.
5. Members of the Council are prohibited from using AB 2449 to participate in remote meetings for more than three consecutive months or for 20% of the regular meetings in a calendar year.
6. Members of the Council participating remotely must participate using both audio and visual technology (Zoom) and must publicly disclose whether any individual over the age of 18 is present at the remote location.
7. A meeting must be paused when there is any teleconference disruption for the public and no action can be taken if a disruption event prevents the Council from broadcasting the meeting. (This requirement is currently in place for remote or hybrid meetings.)
8. Real-time public comments must be allowed during the meeting.
9. The Council must implement procedures for resolving requests for reasonable accommodations for individuals with disabilities. (This requirement is currently in place for remote or hybrid meetings.)

Council may only conduct hybrid meetings under the current AB 361 rules until February 28, 2023. At that time, the new rules outlined above will take effect. Alternatively, after February 28, 2023, the Council could revert to the standard Brown Act procedures for teleconferencing, which require the City to post the address from which each teleconferencing member will be appearing on the agenda.

Staff is currently working to implement upgraded technology to allow for a smoother “hybrid” option so that members of the public may attend Council meetings either in-person or remotely. The rules outlined above pertain to members of the Council and their ability to participate remotely, and do not apply to the public.

Fiscal Impact: At Council direction, the City has maintained \$385,000 in a resiliency fund to help ensure the City has available resources should the pandemic result in further unforeseen impacts, which remains in the approved FY 2022-23 Budget.

Attachments:

1. Proposed Teleconferencing resolution

Report Prepared By: Julia Moss, City Clerk; Samantha Zutler, City Attorney

Approved By: Jamie Goldstein, City Manager

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA AND ON BEHALF OF COMMISSIONS AND COMMITTEES CREATED BY THE CITY COUNCIL PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54952(b) AUTHORIZING TELECONFERENCE MEETINGS IN COMPLIANCE WITH AB 361 (GOVERNMENT CODE SECTION 54953(e)) TO CONTINUE TO ALLOW MEMBERS OF THE PUBLIC TO SAFELY PARTICIPATE IN LOCAL GOVERNMENT MEETINGS

WHEREAS, the City Council is committed to ensuring public access to observe and participate in local government meetings; and

WHEREAS, all meetings of the City Council and other legislative bodies created pursuant to Government Code Section 54952(b) are open and public, as required by the Ralph M. Brown Act, so that any member of the public may participate in local government meetings; and

WHEREAS, the recently adopted AB 361, codified at Government Code section 54953(e), makes provisions for remote teleconferencing participation in local government meetings, without compliance with the requirements of 54953(b)(3), during a Governor-proclaimed state of emergency and if the local legislative body determines, by majority vote, that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees, and

WHEREAS, on March 4, 2020, Governor Newsom proclaimed a State of Emergency due to the outbreak of respiratory illness due to a novel coronavirus (now known as COVID-19) and that State of Emergency is still in effect in the State of California; and

WHEREAS, on March 12, 2020, the Capitola City Council proclaimed the existence of a local emergency due to the worldwide spread of the coronavirus with Resolution No. 4168, pursuant to Section 8.08.020 of the Capitola Municipal Code and Section 8625 of the California Emergency Services Act in response to the COVID-19 pandemic; and

WHEREAS, COVID-19 continues to threaten the health and lives of City residents; and

WHEREAS, the SARS-CoV-2 Delta Variant (Delta Variant) is highly transmissible in indoor settings; and

WHEREAS, on July 28, 2021, the California Department of Public Health issued guidance calling for the use of face coverings and stating that the Delta Variant is two times as contagious as early COVID-19 variants, leading to increasing infections, the Delta Variant accounts for over 80% of cases sequenced, and cases and hospitalizations of COVID-19 are rising throughout the state; and

WHEREAS, the Delta Variant has caused, and will continue to cause, conditions of imminent peril to the health safety of persons within the City; and

WHEREAS, on October 14, November 23, and December 9, 2021, January 13, February 10, and February 27, March 10, March 24, April 14, April 28, May 12 and May 26, June 9, June 23, and July 28, 2022, August 25, and September 8, September 22, October 13, October 27, November 10, and November 22, 2022 the City Council adopted a resolution proclaiming the need to meet by teleconference pursuant to Government Code Section 54953; and

WHEREAS, the City Council, acting as a legislative body pursuant to Government Code section 54952(a) and for the benefit of the commissions, committees and other bodies that were created by the City Council pursuant to Government Code section 54952(b) (collectively referred to as "Legislative Bodies"), finds that the current conditions meet the circumstances set forth in

Government Code section 54953(e)(3) to allow Legislative Bodies to continue to use teleconferencing to hold open and public meetings if the Legislative Bodies comply with the requirements set forth in Government Code section 54953(e)(2) to ensure the public can safely participate in and observe local government meetings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Capitola that the City Council does hereby:

- 1. Recitals. The Recitals set forth above are true and correct and are hereby incorporated by this reference.
- 2. Find that Current Conditions Authorize Teleconference Public Meetings of Legislative Bodies. The City Council has reconsidered the circumstances of the state of emergency and finds that based on the California Governor’s continued declaration of a State of Emergency and current conditions, meeting in person would present imminent risks to the health or safety of attendees, such that the conditions continue to exist pursuant to Government Code section 54953(e)(3) to allow Legislative Bodies to use teleconferencing to hold public meetings in accordance with Government Code section 54953(e)(2) to ensure members of the public have continued access to safely observe and participate in local government meetings.
- 3. Authorize Legislative Bodies to Conduct Teleconference Meetings. The Legislative Bodies are hereby authorized to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Government Code section 54953(e)(2) and other applicable provisions of the Brown Act.

I HEREBY CERTIFY that the foregoing resolution was PASSED and ADOPTED by the City Council of the City of Capitola on the 8th day of December 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor

ATTEST: _____
Julia Moss, City Clerk

Capitola City Council

Agenda Report

Meeting: December 8, 2022
From: City Manager Department
Subject: 2023 City Council Meeting Schedule



Recommended Action: Adopt the regular meeting schedule for 2023.

Background: At the end of each calendar year, staff prepares the regular meeting schedules for the following year. The City Council has traditionally held only one meeting in July, August, and December.

Discussion: Attachment 1 features two options for the 2023 regular meeting schedule for the City Council. Regular meetings of the City Council generally are held on the second and fourth Thursday of the month. The one exception for 2023 is in November, when the second monthly meeting is recommended to take place on Tuesday, November 21 to accommodate the Thanksgiving Holiday (as is traditional).

Option A includes only one meeting on the fourth Thursday in July and one meeting on the fourth Thursday of August. Option B includes no July meetings.

Staff also recommends the Council consider changing the time of regular City Council meetings from 7:00 PM to 6:00 PM. With the implementation of hybrid meeting access for members of the public, staff believes this change in start time would allow for increased productivity and public participation. However, individual Councilmember work schedules may make an earlier meeting start time infeasible.

Upon approval, the meeting schedule will be posted on the City's website and at City Hall. It will also be distributed to newspapers and interested parties.

Fiscal Impact: None.

Attachments:

1. 2023 Meeting Schedule – City Council - DRAFT

Report Prepared By: Julia Moss, City Clerk

Reviewed By: Chloé Woodmansee, Assistant to the City Manager

Approved By: Jamie Goldstein, City Manager

2023 CITY OF CAPITOLA City Council Regular Meeting Dates

Item 8 A.

MEETING DATES – OPTION A	MEETING DATES – OPTION B
JANUARY 12	JANUARY 12
JANUARY 19 – WORKSHOP	JANUARY 19 - WORKSHOP
JANUARY 26	JANUARY 26
FEBRUARY 9	FEBRUARY 9
FEBRUARY 16	FEBRUARY 16
MARCH 9	MARCH 9
MARCH 23	MARCH 23
APRIL 13	APRIL 13
APRIL 27	APRIL 27
MAY 11	MAY 11
MAY 25	MAY 25
JUNE 8	JUNE 8
JUNE 22	JUNE 22
JULY 27	AUGUST 10
AUGUST 24	AUGUST 24
SEPTEMBER 14	SEPTEMBER 14
SEPTEMBER 28	SEPTEMBER 28
OCTOBER 12	OCTOBER 12
OCTOBER 26	OCTOBER 26
NOVEMBER 9	NOVEMBER 9
**TUESDAY, NOVEMBER 21	**TUESDAY, NOVEMBER 21
DECEMBER 14	DECEMBER 14

Items received less than two weeks prior to the meeting date may be scheduled for the next available agenda.

** Due to Thanksgiving Holiday, the second November meeting will be held on Tuesday.

Capitola City Council

Agenda Report



Meeting: December 8, 2022
From: City Manager Department
Subject: City Council Appointments to City Advisory Bodies

Recommended Action: Appoint City Council representatives to County and Regional Boards with early January meetings, appoint City Council representatives to City advisory bodies, and appoint members of the public to the City of Capitola Planning Commission.

Background: City Council Members sit on several County and Multi-Jurisdiction boards, of which certain appointments need to be reviewed and updated. Table 1 lists the current County and Regional Board appointments, expiration dates, and next meeting dates. Appointments to some of these groups will need to be updated prior to the next City Council meeting date to ensure City representation at their next meeting. As such, staff recommends making appointments to the Flood Control & Water Conservation District (Zone 5), Association of Monterey Bay Area Governments, and the Santa Cruz County Regional Transportation Commission. Staff also recommends the City Council nominate a member for the Central Coast Clean Energy Policy Board¹.

The City of Capitola has established boards and commissions (advisory bodies) to advise on various functions of the City. Some of the advisory bodies also require City Council Member representation. Table 2 lists the advisory bodies with a City Council representative and their upcoming meeting date.

The City Council may also wish to make their appointments to the City’s Planning Commission on December 8, however the next scheduled Planning Commission meeting will be held on January 19, 2023, so City Council members can delay making Planning Commission appointments till January 12.

In addition, members of the public are appointed to the City’s advisory bodies for terms, some of which will expire in December 2022 and will require that the City Council make reappointments or new appointments for the next term. Staff recommends making those appointments on January 12 to allow additional time for the public to apply for positions.

Table 3 lists the advisory bodies with current vacancies. Those appointments will be reviewed at the January 12, 2023, City Council meeting.

Discussion: Staff recommends appointments to the following County and Multi-Jurisdiction groups:

Table 1: County and Regional Boards			
Board/Commission	Current Council Representative	Expiration Date	Next Meeting Date
<i>Flood Control & Water Conservation District (Zone 5)</i>	Bertrand (Brown – Alt.)	December 2022	December 13 th at 9 AM
<i>Central Coast Clean Energy Policy Board</i>	Brooks (Keiser – Alt.)	December 2022, Shared seat with Scotts Valley	December 14 th at 9 AM
<i>Association of Monterey Bay Area Governments (MBAG)</i>	Brown (Keiser – Alt.)	December 2022	January 11 th at 5 PM

¹ The final appointment to the 3CE Policy Board is made by the Mayor’s Select Committee for Santa Cruz County

<i>SCC Regional Transportation Commission</i>	Bertrand (Storey – Alt.)	December 2022	January 12 th at 9 AM
<i>Advisory Council of the Area Agency on Aging</i>	Bertrand (No Alt. Appointed)	December 2022	January 18 th at 10 AM
<i>SCC Sanitation District</i>	Bertrand (Storey – Alt.)	December 2022	January 19 th at 4:45 PM
<i>Library Financing Authority & JPA</i>	Brown (Bertrand – Alt.)	December 2022	January 25 th at 6 PM

City Advisory Bodies: The following City advisory bodies have a City Council Member serving as a representative. The Finance Advisory Committee bylaws stipulate that the Mayor and Vice Mayor serve as Council representatives, though when either or both the Mayor and Vice Mayor do not want to serve on this committee, other member(s) of the City Council shall be appointed by the Mayor, with the concurrence of the City Council.

Staff recommends appointments of representatives to the following:

Table 2: City Advisory Bodies with City Council Representatives			
Board/Commission	Current Council Representative	Expiration Date	Next Meeting Date
<i>Finance Advisory Committee</i>	Storey, Keiser	12/31/2022	December 20 th at 6 PM
<i>Commission on the Environment</i>	Keiser	12/31/2022	December 21 st at 6 PM
<i>Arts and Cultural Commission</i>	Storey	12/31/2022	January 10 th at 6:30 PM

The following City advisory bodies currently have vacancies. Staff suggests making appointments to the Planning Commission during this meeting and making appointments to the remaining advisory bodies at the next regularly scheduled City Council meeting on January 12, 2023.

Table 3: Vacancies on City Advisory Bodies		
Commission/Committee/Board	Term (Years)	Vacancies
<i>Planning Commission</i>	2	5 Regular Vacancies
<i>Arts & Cultural Commission</i>	2	2 Unscheduled Vacancy, 2 Regular Vacancies
<i>Commission on the Environment</i>	2	1 Unscheduled Vacancy, 4 Regular Vacancies
<i>Finance Advisory Committee</i>	2	1 Unscheduled Vacancy, 4 Regular Vacancies
<i>Historical Museum Board</i>	3	1 Unscheduled Vacancy
<i>Unscheduled Vacancies: vacancies occurred due to resignation, termination, death, etc. Regular Vacancies: terms expiring and available for appointment/reappointment.</i>		

Applications for membership on advisory bodies are accepted year-round and are valid for one year. Members who are currently serving on advisory bodies were notified of their term expiration and asked to notify staff if seeking reappointment.

As a part of the advisory body appointment process, staff published a vacancy notice on the City website and through social media. Attachment 1 outlines the current composition of each group, applicants seeking reappointment, new applicants, and the next meeting date for all groups with current vacancies. Attachment 2 includes the requests for reappointment from current Planning Commissioners and new applications received by December 2.

Fiscal Impact: None.

Attachments:

1. Advisory Body Composition
2. Planning Commission Applications and Requests for Reappointment

Report Prepared By: Julia Moss, City Clerk

Approved By: Jamie Goldstein, City Manager

Capitola City Council

Attachment to Agenda Report

Meeting: December 8, 2022

From: City Manager Department

Subject: Appointments to City Advisory Bodies – Attachment 1



Key
Applicants Seeking Reappointment
Applicants Leaving Office (Not Reapplying)
New Applicants
City Council Representatives

Arts & Cultural Commission			
<p><i>The Arts and Cultural Commission is composed of 5 “at large” members, 1 artist, and 1 art professional. These members each serve a two-year term. The Commission also has one representative from the Planning Commission and one representative from the City Council. The next meeting of the Commission is January 10th, 2023.</i></p>			
Commissioner Name	Appointed Date	Term Expiration	
Mary Beth Cahalen (At Large)	1/27/2022	12/31/2024	
Laurie Hill (At Large)	1/27/2022	12/31/2024	
James Wallace (At Large)	1/27/2022	12/31/2024	
Kelly Mozumder (Artist)	12/10/2020	12/31/2022	Seeking Reappointment
Roy Johnson (Art Professional)	12/10/2020	12/31/2022	Seeking Reappointment
Courtney Christiansen – Planning Commission Representative	12/10/2020	12/31/2022	Seeking Reappointment
Laura Alioto (At Large)	12/10/2020	12/31/2022	*Resigned
Susan McPeak (At Large)	12/10/2020	12/31/2022	*Resigned
Mayor Storey		Dec. 2022	

Commission on the Environment			
<i>The Commission on the Environment is composed of 4 members, each appointed by a City Council Member, and one City Council representative. These members each serve a two-year term. The Commission also has one representative from the City Council. The next meeting of the Commission is December 21st, 2022.</i>			
Commissioner Name	Appointed Date	Term Expiration	
Meredith Keet (Storey)	1/14/2021	12/31/2022	Seeking Reappointment
Jason Shepardson (Brown)	3/24/2022	12/31/2022	Seeking Reappointment
Michelle Beritzhoff-Law (Brooks)	1/14/2021	12/31/2022	Seeking Reappointment
Peter Wilk (Bertrand)	1/14/2021	12/31/2022	Seeking Reappointment
<i>Vice Mayor Keiser</i>		12/31/2022	
Anthony Lacenere	N/A	N/A	New Applicant

Finance Advisory Committee			
<i>The Finance Advisory Committee is composed of 3 members appointed by the City Council and two business representatives who are nominated by the Capitola Chamber of Commerce and appointed by the City Council. These members each serve a two-year term. The Commission also has two representatives from the City Council. The next meeting of the Commission is December 20th, 2022.</i>			
Commissioner Name	Appointed Date	Term Expiration	
Paul Estey (Bertrand)	1/14/2021	12/31/2022	
Alexander Pedersen (Business Rep.)	1/27/2022	12/31/2022	
Alexandra Dale (Business Rep.)	1/27/2022	12/31/2022	
Laura Alioto (Brown)	1/14/2021	12/31/2022	Seeking Reappointment
Anthony Rovai (Keiser)	1/14/2021	12/31/2022	Seeking Reappointment
<i>Vice Mayor Keiser</i>	1/27/2022	12/31/2022	
<i>Mayor Storey</i>	1/27/2022	12/31/2022	
Diana Varcados	N/A	N/A	New Applicant
Michelle Coffman	N/A	N/A	New Applicant

Historical Museum Board

The Historical Museum Board is composed of 7 members. These members each serve a three-year term. The next meeting of the Commission is January 5th, 2023.

Commissioner Name	Appointed Date	Term Expiration	
John Mulry	8/25/2022	6/30/2024	
David Peyton	6/10/2021	6/30/2024	
Niels Kisling	8/25/2022	6/30/2025	
Emmy Mitchell-Lynn	8/25/2022	6/30/2025	
Gordon van Zuiden	8/25/2022	6/30/2025	
Mary Hay	8/25/2022	6/30/2025	
Brian Legakis	6/10/2021	6/10/2024	*Resigned

Planning Commission

The Planning Commission is composed of 5 members, each appointed by a City Council Member, one of whom serves as a liaison to the Arts and Cultural Commission. These members each serve a two-year term. The next meeting of the Commission is January 19th, 2023.

Commissioner Name	Appointed Date	Term Expiration	
Ed Newman (Bertrand)	12/10/2020	12/31/2022	Seeking Reappointment
Susan Westman (Keiser)	12/10/2020	12/31/2022	Seeking Reappointment
Mick Routh (Storey)	12/10/2020	12/31/2022	Seeking Reappointment
Peter Wilk (Brown)	12/10/2020	12/31/2022	Seeking Reappointment
Courtney Christiansen (Brooks) (Arts & Cultural Commission Rep.)	12/10/2020	12/31/2022	Seeking Reappointment
Richard Emigh	N/A	N/A	New Applicant
Matt Orbach	N/A	N/A	New Applicant
Paul Estey	N/A	N/A	New Applicant
Gerry Jensen	N/A	N/A	New Applicant

Moss, Julia

From: Herlihy, Katie (kherlihy@ci.capitola.ca.us)
Sent: Monday, December 5, 2022 12:54 PM
To: Moss, Julia
Subject: FW: Planning Commission

Katie Herlihy, AICP
 City of Capitola
 Community Development Director
kherlihy@ci.capitola.ca.us
 831.475.7300 ext 216



Building Counter Hours: 9 am - noon
 Planning Counter Hours: 1 pm – 4 pm

From: Edward Newman <edward@capitolalawfirm.com>
Sent: Tuesday, November 8, 2022 6:31 PM
To: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Subject: RE: Planning Commission

Thanks Katie. Please keep my application active—I would be honored to continue as a Planning Commissioner if one of the new Councilpersons sees fit to appoint me.

From: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Sent: Tuesday, November 8, 2022 2:06 PM
To: Newman, Edward (Edward@NMCLLP.com) <Edward@NMCLLP.com>; Edward Newman <edward@capitolalawfirm.com>
Subject: Planning Commission

Dear Commissioner Newman,

As election day is upon us, I am reaching out to all active Planning Commissioners to see if they would like to serve on Planning Commission during the next cycle for 2023 and 2024. You are not required to fill out a new application, I just need confirmation through email. In 2023, the Planning Commission will have a great influence on the future of Capitola as we update the Housing Element and plan for 1,336 more units. You have accomplished a great deal over the past two years with a certified zoning code, preapproved prototype ADUs, an outdoor dining program, and helping our residents and businesses get through the pandemic. Thank you! It would be an honor to have you continue on as a Commissioner. Please let me know if you would like to keep your previous application active.

I attached the application in the event you would like to forward it onto someone you know.



CITY of CAPITOLA BOARDS AND COMMISSIONS APPLICATION

Application for:

- Art & Cultural Commission
[Artist; Arts Professional; At Large Member]
Please underline category above.
- Architecture & Site Committee
[Architect; Landscape Architect; Historian]
Please underline category above.
- Finance Advisory Committee
[Business Representative; At Large Member]
Please underline category above.
- Traffic & Parking Commission
[Village Resident; Village Business Owner; At Large Member]
Please underline category above.
- Historical Museum Board
- Planning Commission
- Library Advisory Committee
- Other Committee _____

Name: Westman Susan
Last First

Residential Neighborhood: Riverview Terrace

Occupation: _____

Describe your qualifications and interest in serving on this Board/Commission/Committee: _____

Currently serving on the Planning Commission

(Use additional paper, if necessary)

Please Note: Appointment to this position may require you to file a conflict of interest disclosure statement with the City Clerk. This information is a public record and these statements are available to the public on request.

Nov. 7. 2022
Date

Susan Westman
Signature of Applicant

Email to: cwoodmansee@ci.capitola.ca.us

-OR- Mail/Deliver Application to:

Capitola City Hall

Attn: City Clerk

420 Capitola Avenue, Capitola, CA 95010

All information contained in this page of the application is public data and will be made available for public review and copying for anyone requesting it, and may be posted on the website of the City of Capitola. All information in this page will be provided to the Capitola City Council in a public forum and be reviewed in public. It will therefore be part of the public record.

Moss, Julia

From: Woodmansee, Chloe
Sent: Monday, November 28, 2022 11:22 AM
To: Moss, Julia
Subject: FW: Planning Commission
Attachments: Application for appointment to board or commission_fillable 2020.pdf

Mick Routh is a 'yes'

Warmly,

Chloé Woodmansee (she/her)

Assistant to the City Manager - City of Capitola
 831.475.7300 x220

From: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Sent: Tuesday, November 8, 2022 3:18 PM
To: Woodmansee, Chloe <cwoodmansee@ci.capitola.ca.us>
Subject: FW: Planning Commission

From: michael routh <qwakwak@gmail.com>
Sent: Tuesday, November 8, 2022 3:17 PM
To: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Subject: Re: Planning Commission

Hi Katie,
 I would like to remain on the PC if a council member is looking for someone to appoint.
 Mick

Sent from my iPad

On Nov 8, 2022, at 2:06 PM, Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us> wrote:

Dear Commissioner Routh,

As election day is upon us, I am reaching out to all active Planning Commissioners to see if they would like to serve on Planning Commission during the next cycle for 2023 and 2024. You are not required to fill out a new application, I just need confirmation through email. In 2023, the Planning Commission will have a great influence on the future of Capitola as we update the Housing Element and plan for 1,336 more units. You have accomplished a great deal over the past two years with a certified zoning code, preapproved prototype ADUs, an outdoor dining program, and helping our residents and businesses get through the pandemic. Thank you! It would be an honor to have you continue on as a Commissioner. Please let me know if you would like to keep your previous application active.

Moss, Julia

From: Woodmansee, Chloe
Sent: Monday, November 28, 2022 11:19 AM
To: Moss, Julia
Subject: FW: Planning Commission
Attachments: Application for appointment to board or commission_fillable 2020.pdf

Peter Wilk is a 'yes'

Warmly,
Chloé Woodmansee (she/her)
 Assistant to the City Manager - City of Capitola
 831.475.7300 x220

From: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Sent: Wednesday, November 9, 2022 6:57 AM
To: Woodmansee, Chloe <cwoodmansee@ci.capitola.ca.us>
Subject: FW: Planning Commission

Peter Wilk also would like to be reappointed.

From: petergwilk@gmail.com <petergwilk@gmail.com>
Sent: Tuesday, November 8, 2022 9:07 PM
To: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Subject: Re: Planning Commission

Yes. And Kristen said she would keep me on 😊

Sent from my iPhone

On Nov 8, 2022, at 2:07 PM, Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us> wrote:

Dear Commission Wilk,

As election day is upon us, I am reaching out to all active Planning Commissioners to see if they would like to serve on Planning Commission during the next cycle for 2023 and 2024. You are not required to fill out a new application, I just need confirmation through email. In 2023, the Planning Commission will have a great influence on the future of Capitola as we update the Housing Element and plan for 1,336 more units. You have accomplished a great deal over the past two years with a certified zoning code, preapproved prototype ADUs, an outdoor dining program, and helping our residents and businesses get through the pandemic. Thank you! It would be an honor to have you continue on as a Commissioner. Please let me know if you would like to keep your previous application active.

I attached the application in the event you would like to forward it onto someone you know.

Moss, Julia

From: Woodmansee, Chloe
Sent: Monday, November 28, 2022 11:22 AM
To: Moss, Julia
Subject: FW: Planning Commission

Courtney is a 'yes'

Warmly,
Chloé Woodmansee (she/her)
Assistant to the City Manager - City of Capitola
831.475.7300 x220

From: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Sent: Tuesday, November 8, 2022 2:25 PM
To: Woodmansee, Chloe <cwoodmansee@ci.capitola.ca.us>
Subject: FW: Planning Commission

From: Courtney Christiansen <courtney@fusearchitecture.com>
Sent: Tuesday, November 8, 2022 2:17 PM
To: Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us>
Subject: Re: Planning Commission

I would be happy to participate!! Thank you Katie!!

Courtney Christiansen

FUSE ARCHITECTS + BUILDERS

512 Capitola Ave. Capitola. California 95010

Ph. 831.479.9295

Cell. 831.251.6705

www.fusearchitecture.com

On Tue, Nov 8, 2022 at 2:07 PM Herlihy, Katie (kherlihy@ci.capitola.ca.us) <kherlihy@ci.capitola.ca.us> wrote:

Dear Commission Christiansen,

As election day is upon us, I am reaching out to all active Planning Commissioners to see if they would like to see their Planning Commission during the next cycle for 2023 and 2024. You are not required to fill out a new application, I just need confirmation through email. In 2023, the Planning Commission will have a great influence on the future of Capitola as we update the Housing Element and plan for 1,336 more units. You have accomplished a great deal over the past two years with a certified zoning code, preapproved prototype ADUs, an outdoor dining program, and helping our residents and businesses get through the pandemic. Thank you! It would be an honor to have you continue on as a Commissioner. Please let me know if you would like to keep your previous application active.

I attached the application in the event you would like to forward it onto someone you know.

Regards,

Katie



CITY of CAPITOLA BOARDS AND COMMISSIONS APPLICATION

Application for:

- Art & Cultural Commission
[Artist; Arts Professional; At Large Member]
Please underline category above.
- Architecture & Site Committee
[Architect; Landscape Architect; Historian]
Please underline category above.
- Finance Advisory Committee
[Business Representative; At Large Member]
Please underline category above.
- Traffic & Parking Commission
[Village Resident; Village Business Owner; At Large Member]
Please underline category above.
- Historical Museum Board
- Planning Commission
- Library Advisory Committee
- Other Committee _____

Name: Emigh Richard
Last First

Residential Neighborhood: Newbridhton Middle School Area

Occupation: Retired Building Designer and Lan Us Planner

Describe your qualifications and interest in serving on this Board/Commission/Committee: _____
 Over 50 years of designing new residential buildings and remodel plans in the area

 Masters Degree in Urban Planning from the University of Oregon

 City Planner for the City of Santa Cruz for three years in the 1970's


 Experience in helping home owners clear red tags

 Experience in helping process Minor Land Divisions

(Use additional paper, if necessary)

Please Note: Appointment to this position may require you to file a conflict of interest disclosure statement with the City Clerk. This information is a public record and these statements are available to the public on request.

11-08-2022
Date


Signature of Applicant

Email to: cwoodmansee@ci.capitola.ca.us
-OR- Mail/Deliver Application to:
Capitola City Hall
Attn: City Clerk
420 Capitola Avenue, Capitola, CA 95010

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November 30, 2022

Dear Capitola City Clerk,

I am a five-year resident of the City of Capitola with a wonderful wife and three amazing children. We love and appreciate all that Capitola has to offer, such as our beautiful beaches, historic districts, safe neighborhoods, and family-friendly City programs like beach concerts and Camp Capitola.

I am well versed in all aspects of current planning, from over-the-counter ministerial permits to historic home remodels to code enforcement. I also have many years of experience with advanced planning, including General Plan development, Housing Element updates, and creation/modification of local ordinances in response to our rapidly changing state laws related to housing, cannabis, sidewalk vending, etc. Most importantly, I have four year of directly relevant planning experience in both of these areas in the City of Capitola. My experiences as both a resident of Capitola and a city planner for the City of Capitola have provided me with a clear-eyed perspective on both the opportunities and limitations of planning within our community, the importance and challenges of historic preservation, and the value of coastal access. I look forward to applying my knowledge and experience to the benefit of the City of Capitola by serving as a Planning Commissioner as we tackle the diverse set of challenges facing our community in the coming years, including but not limited to rising RHNA numbers, one-size-fits-all top-down housing legislation from Sacramento, and sea level rise.

Relevant Experience:

- Principal Planner, City of Watsonville (1 year, currently employed)
- Associate Planner, City of Capitola (4 years)
- Community Development Director, City of San Juan Bautista (1 year)
- Public Outreach Specialist, Soquel Creek Water District (1 year)
- Assistant Planner, City of San Juan Bautista (1 year)

Education:

- Masters Degree in City and Regional Planning (MCRP), California Polytechnic State University, San Luis Obispo
- BA in Literature, University of California, Santa Cruz

Respectfully,



Matt Orbach



CITY of CAPITOLA

BOARDS AND COMMISSIONS APPLICATION

Application for:

- | | |
|--|--|
| <input type="checkbox"/> Art & Cultural Commission
<i>[Artist; Arts Professional; At Large Member]</i>
<i>Please underline category above.</i> | <input type="checkbox"/> Architectural & Site Committee
<i>[Architect; Landscape Architect; Historian]</i>
<i>Please underline category above.</i> |
| <input type="checkbox"/> Finance Advisory Committee
<i>[Business Representative; At Large Member]</i>
<i>Please underline category above.</i> | <input type="checkbox"/> Traffic & Parking Commission
<i>[Village Resident; Village Business Owner; At Large Member]</i>
<i>Please underline category above.</i> |
| <input type="checkbox"/> Historical Museum Board | <input checked="" type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Library Advisory Committee | <input type="checkbox"/> Other Committee _____ |

Name: _____
Estey
Paul
Last
First

Residential Neighborhood: Depot Hill

Occupation: Retired

Describe your qualifications and interest in serving on this Board/Commission/Committee: I am a retired
engineer with experience in construction projects. In my professional career, I evaluated hundred of projects based on multiple criteria,
a skill that will be useful to the Commission. I have served for the last 5 years on Capitola's Finance Advisory Committee and
have exposure to the opportunities and constraints that face Capitola. As a sea-side city with tourism a key component
of the city's income stream, there are some key priorities that need to be addressed to ensure future viability of the
community without detracting from the unique Capitola character as described in the City's General Plan.

I am interested in serving on the Planning Commission for a number of reasons (see attachment)

(Use additional paper, if necessary)

Please Note: Appointment to this position may require you to file a conflict of interest disclosure statement with the City Clerk. This information is a public record and these statements are available to the public on request.

12/01/2022

Date

Signature of Applicant

Email to: cwoodmansee@ci.capitola.ca.us

-OR- Mail/Deliver Application to:

Capitola City Hall

Attn: City Clerk

420 Capitola Avenue, Capitola, CA 95010

All information contained in this page of the application is public data and will be made available for public review and copying for anyone requesting it, and may be posted on the website of the City of Capitola. All information in this page will be provided to the Capitola City Council in a public forum and will be reviewed in public. It will therefore be part of the public record.

Application for Planning Commission by Paul Estey
1-December-2022

Attachment to Application

I am interested in serving on the Planning Commission for the following reasons:

- 1) As a member of the Planning Commission I would review project applications to ensure that they meet the key Capitola-unique characteristics as outlined in the Capitola General Plan,
- 2) I believe that I can add to the development of plans for the future of Capitola with particular emphasis on the following:
 - a) Climate change as it impacts sea-level rise,
 - b) Increasing land use that enhances civic engagement,
 - c) Continuing to enhance Capitola's pedestrian-friendly environment,
 - d) The evolution of transportation modes away from fossil-fuels while maintaining the concept of personal vehicles (e.g. electric bikes), and
 - e) The rapidly developing cheap energy storage systems that allow significant off-gridding or micro-gridding.
- 3) Provide leadership in expanding Capitola's affordable housing efforts in light of the continuing changes to the City's demographics.

