

City of Capitola

City Council Meeting Agenda

Thursday, April 14, 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

Closed Session – 6 PM

Closed Sessions are not open to the public and held only on specific topics allowed by State Law (noticed below). An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council on closed session items only. There will be a report of any final decisions in City Council Chambers during the Open Session Meeting.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

[Govt. Code §54956.8]

Property: 4400 Jade Street, APN 034-551-02, Capitola, CA

City Negotiator: Jamie Goldstein, City Manager

Negotiating Parties: Soquel Union Elementary School District

Under Negotiation: Terms of Joint Use Agreement

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

2. Additions and Deletions to the Agenda

3. Presentations

Presentations are limited to eight minutes.

- A. Introduction of new Capitola City Manager Department Staff Member Louis Osemwegie and Recreation Division Staff Member Jesse Leyva

4. Report on Closed Session

5. Additional Materials

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

6. 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.*

7. Staff / City Council Comments

Comments are limited to three minutes.

8. 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 March 24, 2022, City Council Meeting Minutes
Recommended Action: Approve minutes.

B. Approval of City Check Registers Dated March 4, March 11, March 18 and March 25, 2022
Recommended Action: Approve check registers.

C. 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.

9. 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. Report on Community Grant Program Review
Recommended Action: Receive report and provide direction.

B. Consider a Community Survey Contract
Recommended Action: Authorize the City Manager to enter a contract with Gene Bregman and Associates in an amount not to exceed \$17,000 for a community survey

to help gauge public interest on potential ballot measures for the November election and approve the proposed resolution amending the FY 2021/22 Budget.

C. Adopt a Resolution Declaring an Emergency for Storm Drain Repairs in Noble Gulch Park

Recommended Action: Adopt a resolution that 1) declares an emergency, 2) authorizes procurement and services without giving notice for bids pursuant to Public Contract Code Section 22050 and authorizing staff to enter a contract for such services with Graniterock Construction for repairs to a storm drain located in Noble Gulch Park at the intersection of Bay Avenue and Monterey Avenue and 3) approves a budget amendment transfer of \$60,000 from Emergency Reserve Fund to the Capital Improvement Project fund and authorize the creation of a new project entitled Noble Gulch Park Storm Drain Project.

D. Consider Adding a Section to the Municipal Code in Accordance with Assembly Bill 481
Recommended Action: Introduce for first reading, by title only, waiving the full reading of the text, an ordinance adding Section 2.60 to the Capitola Municipal Code, approving a Military Equipment Use Policy for Police Services.

10. Adjournment

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 <http://cityofcapitola.org/meetings>
- Spectrum Cable Television channel 8
- Youtube

Join Zoom by Computer or Phone:

- Click this meeting link:
<https://us02web.zoom.us/j/81492483812?pwd=bnJN25aYkRhRHlUajAzM3o1cnpDQT09>
- Or call one of these phone numbers:
 - 1 (669) 900 6833
 - 1 (408) 638 0968
 - 1 (346) 248 7799

- Meeting ID: **814 9248 3812**
- Meeting Passcode: **926714**

To submit 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.

- Zoom Meeting (Via Computer or Phone) Link:

If using computer: Use participant option to “raise hand” during the public comment period for the item you wish to speak on. Once unmuted, you will have up to 3 minutes to speak

If called in over the phone: Press *9 on your phone to “raise your hand” when the mayor calls for public comment. Once unmuted, you will have up to 3 minutes to speak

- **Send Email:** During the meeting, send comments via email to 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.

- Each emailed comment will be read aloud for up to three minutes and/or displayed on a screen.

- Emails received by 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 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: April 14, 2022

From: City Manager Department

Subject: Consider the March 24, 2022, City Council Meeting Minutes



Recommended Action: Approve minutes.

Background/Discussion: Attached for Council review are the minutes from the March 24, 2022, regular City Council meeting.

Attachments:

1. Draft minutes

Report Prepared By: Chloé Woodmansee, City Clerk

Approved By: Jamie Goldstein, City Manager

City of Capitola City Council Meeting Minutes Thursday, March 24, 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 Petersen

Regular Meeting of the Capitola City Council – 7 PM

1. Roll Call and Pledge of Allegiance

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

2. Additions and Deletions to the Agenda

3. Presentations

A. Mayor For a Day: Youth Essay Contest

Recreation Division Manager Bryant-LeBlond presented the essay contest idea and prompt; "If you were Mayor for a Day what would you do for your City?". She announced that the contest deadline would correspond with the start of school and that winners would be announced in October. Mayor Storey asked that the prompt specify "Capitola", rather than "your City".

4. Additional Materials

A. Item 8.A – four public comment emails

5. Oral Communications by Members of the Public

6. Staff / City Council Comments

Public Works Director Jesberg announced that Noble Gulch Park is cordoned off due to a sinkhole and that Public Works is working to fix the issue.

Council Member Petersen said the National League of Cities is hosting its new member orientation on April 6 at 9am; she will attend and other Council Members are welcome.

Council Member Brooks said that the Children's Network met recently and is updating bylaws; she also said she is attending the League of Cities leadership conference in May.

7. Consent Items

Motion: Adopt, extend, authorize, and determine as recommended

Result: Passed, 5:0 (Unanimous)

Mover: Vice Mayor Keiser

Seconded: Council Member Petersen

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

- A. Consider the minutes from the March 1, 2022, Special City Council meeting and the March 10, 2022, regular City Council meeting
Recommended Action: Approve minutes.
- B. Consider Extending an Agreement with the City of Scotts Valley for Sharing of Chief Building Official Services
Recommended Action: Extend agreement with the City of Scotts Valley to share Chief Building Official Services for an additional three years.
- C. Computer Network Infrastructure Upgrade Agreement
Recommended Action: Authorize City Manager to enter a managed services agreement with Exceedio for upgrade of City IT network infrastructure.
- D. Notice of Completion City of Capitola 2021 Road Repair Project
Recommended Action: 1) Approve Change Order #2 for extra work in the amount of \$41,402; 2) Approve a notice of completion for the City of Capitola 2021 Road Repair Project constructed by the McKim Corporation at the final cost of \$153,34; and 3) Authorize the release of the contract retention of \$7,667 as prescribed in the contract.
- E. Update on Greenwaste Recovery, Inc. Providing an Optional 35-gallon Organics Bin for Residential Customers
Recommended Action: Approve the addition of a \$0.74 per month charge to residential customers who opt to receive a 35-gallon organics bin in the GreenWaste Franchise Agreement.
- F. 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

- A. Consider Request to Fly “Thin-Blue Line” Flag during National Police Week in Accordance with Policy V-18: Outdoor Display of Governmental and Non-Governmental Flags on City Property
Recommended Action: Deny request.

Clerk Woodmansee presented the staff report.

Council Member Petersen asked for the Police Department’s perspective. Police Chief Dally thanked the applicant for wanting to support the Police and said that there are those in the community that find the flag divisive. He said that the proposal could counter

his goal for all community members to feel represented and protected by the Police Department and that he supported the staff report and agreed with the recommendation.

In public comment, TJ Welch spoke in support of his request. Thairie Ritchie spoke against the request.

Vice Mayor Keiser said that she understands this is a controversial issue, and personally trusts and values the Police and thus supports the Police Chief's opinion. She said she would like to find another way to show support of the Police Department, rather than the City flying the requested flag.

Council Member Bertrand said he'd gone back-and-forth on the issue and ultimately made his decision based on what Capitola Police felt about the matter and appreciated the analysis from the Police Chief.

Council Member Petersen spoke about her personal connection to and support of the Capitola Police Department and her pride in the City's officers.

Council Member Brooks said that she is proud of the work the City's leaders have done to support all members of the community and to support the Police.

Mayor Storey agreed with Council and thanked both Mr. Welch and Mr. Ritchie for speaking in public comment.

Motion: Deny request

Result: Passed, 5:0 (Unanimous)

Mover: Council Member Petersen

Second: Council Member Brooks

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

B. Eviction Moratorium and Housing Is Key Funding

Recommended Action: Receive report and direct staff to repurpose remaining \$105,000 in CDBG-CV funds toward rental assistance.

Community Development Director Herlihy presented the staff report.

Council Member Bertrand asked about the difficulty of grant management, and if Capitola must rely on the State process in dispersing funds. After a question, Director Herlihy clarified that the funds must benefit Capitola residents and be tied to pandemic relief.

Mayor Storey asked about the County's strategies to minimize evictions; Director Herlihy responded that the County is working with local nonprofits and legal aids to assist with mediation for renters.

In Public Comment, Carlos (COPA leader) said he works to help community members apply for Housing is Key, and thanked Council for their attention to rental assistance.

Council Member Bertrand confirmed that the City has an emergency rental assistance program and a security deposit program.

Motion: Direct staff to 1) track Housing is Key funding and collaborate with the County, 2) return with discussion on how to repurpose \$105,000 in CDBG-CV funds towards rental assistance, 3) authorize the Mayor to send a letter of support to the State regarding extending the eviction moratorium to residents with active Housing is Key applications

Result: Passed, 5:0 (Unanimous)

Mover: Council Member Bertrand

Second: Vice Mayor Keiser

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

C. Discuss Possibilities for Returning to In-Person City Council Meetings

Recommended Action: Provide direction to staff regarding City Council (along with the Planning Commission and all advisory bodies) conducting virtual, in-person, or “hybrid” meetings.

Clerk Woodmansee presented a staff report.

Council Member Brooks asked about technology requirements of hybrid meetings.

There was no public comment

Council Member Brooks proposed hybrid meetings beginning in summer, when staff has had time to provide technology and setup upgrades for a professionally run hybrid meeting.

Council Members Petersen and Bertrand and Vice Mayor Keiser agreed with taking small steps towards allowing in-person attendance and attempting hybrid meetings in summer.

Mayor Storey agreed and suggested Council not set a definite date to begin hybrid meetings, instead asking staff and Council to check in when more information on the cost and installation of a fully integrated hybrid setup is available.

Council asked that staff present on the necessary technology and upgrades during the budget hearing in May.

Council Member Brooks asked that new chairs be included in the Council Chambers upgrade.

9. Adjournment

The meeting was adjourned at 8:54pm to the next regular City Council meeting on April 14, 2022.

Sam Storey, Mayor

ATTEST:

Chloé Woodmansee, City Clerk

DRAFT

Capitola City Council

Agenda Report

Meeting: April 14, 2022

From: Finance Department

Subject: Approval of City Check Registers Dated March 4, March 11, March 18 and March 25, 2022



Recommended Action: Approve check registers.

Account: City Main				
Date	Starting Check #	Ending Check #	Payment Count	Amount
3/4/2022	99993	100083	98	\$ 330,962.89
3/11/2022	100084	100143	61	\$ 189,192.05
3/18/2022	100144	100186	48	\$ 201,964.02
3/25/2022	100187	100246	61	\$ 216,318.58

The main account check register dated February 18, 2022, ended with check #99992.

Account: Library				
Date	Starting Check #	Ending Check #	Payment Count	Amount
3/4/2022	301	301	1	\$ 732.50

The library account check register dated January 28, 2022, ended with check #300.

Account: Payroll				
Date	Starting Check/EFT #	Ending Check/EFT #	Payment Count	Amount
2/25/2022	18851	18935	85	\$ 168,279.19
3/11/2022	18936	19023	88	\$ 166,574.44
3/25/2022	19024	19114	91	\$ 166,737.99

The payroll account check register dated February 11, 2022, ended with EFT #18850.

Following is a list of payments issued for more than \$10,000 and descriptions of the expenditures:

Check/EFT	Issued to	Dept	Description	Amount
100031	Kimley Horn & Associates	PW	Clares St. traffic calming	\$ 10,725.20
100049	Power Engineering Contractors Inc.	PW	Wharf resiliency & public access improvements	\$ 24,237.00
100054	Santa Cruz County Human Services Dept.	CM	Homeless action partnership cost share	\$ 39,950.00
100068	Workbench	CDD	SB2 ADU program construction documents, engineer coordination	\$ 13,101.00

1287	IRS	FN	Federal taxes & Medicare PPE 2/19/22	\$ 29,329.78
1290	CalPERS Health	CM	March health insurance	\$ 66,985.10
1291	CalPERS Member Services	FN	PERS contributions PPE 2/19/22	\$ 55,535.63
100091	Burke Williams & Sorensen	CM	January legal services	\$ 28,670.50
100110	Kimley Horn & Associates	PW	Clares St. traffic calming, Capitola Rd. striping, Park Ave. traffic calming	\$ 14,200.00
100113	McKim Corporation	PW	Road repairs	\$ 78,907.82
100125	Santa Cruz Auditor- Controller	PD	February citation processing	\$ 14,070.00
100155	Eide Bailly LLP	FN	FY21 audit services & financial transactions report	\$ 45,375.00
1293	CalPERS Member Services	FN	PERS contributions PPE 3/5/22	\$ 55,799.71
1295	IRS	FN	Federal taxes & Medicare PPE 3/5/22	\$ 28,625.92
100191	CivicPlus LLC	REC	Recreation software, training, Support	\$ 12,481.48
100217	PG&E	PW	Mach gas & electricity	\$ 19,557.36
100219	Pavement Engineering Inc.	PW	Pavement management system update	\$ 17,848.50
100225	Santa Cruz Regional 911	PD	Capital/debt service payment & operating contribution	\$ 106,813.85
100246	Atkore International Inc.	PD	Security bollards	\$ 24,497.36

Attachments:

1. 3-4-22 Check Register
2. 3-11-22 Check Register
3. 3-18-22 Check Register
4. 3-25-22 Check Register

Report Prepared By: Mark Sullivan, Senior Accountant

Reviewed By: Chloé Woodmansee, City Clerk and Jim Malberg, Finance Director

Approved By: Jamie Goldstein, City Manager


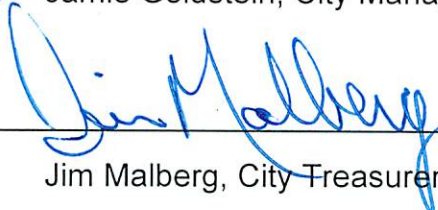
City main account checks dated March 4, 2022, numbered 99993 to 100083, totaling \$161,104.08, seven EFTs totaling \$169,858.81, 85 payroll EFTs totaling \$168,279.19, and one library check for \$732.50, for a grand total of \$499,974.58, have been reviewed and authorized for distribution by the City Manager.

As of March 4, 2022, the unaudited cash balance is \$5,189,766.08.

CASH POSITION - CITY OF CAPITOLA
March 4, 2022

	3/4/2022
General Fund	\$ (926,378.65)
Payroll Payables	\$ 4,027.83
Contingency Reserve Fund	\$ 2,061,345.66
Facilities Reserve Fund	\$ 477,714.09
Capital Improvement Fund	\$ 2,380,300.44
Stores Fund	\$ 64,290.09
Information Technology Fund	\$ 300,867.70
Equipment Replacement	\$ 742,076.60
Self-Insurance Liability Fund	\$ (226,786.07)
Workers' Comp. Ins. Fund	\$ 153,238.79
Compensated Absences Fund	\$ 159,069.60
TOTAL UNASSIGNED GENERAL FUNDS	\$ 5,189,766.08

The Emergency Reserve Fund balance is \$1,374,205.54 (not included above).
The PERS Contingency Fund balance is \$1,029,628.32 (not included above).
The Library Fund balance is \$747,723.30 (not included above).

	3/7/22
Jamie Goldstein, City Manager	Date
	3/4/22
Jim Malberg, City Treasurer	Date

City Checks Issued March 4, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
99993	02/25/2022			STATE WATER RESOURCES CONTROL BOARD	\$2,417.00
	Invoice	Date	Description		Amount
	SWRCB022222	02/22/2022	Soquel creek fill & excavation application fee		\$2,417.00
99994	03/04/2022			ACCO ENGINEERED SYSTEMS	\$2,030.77
	Invoice	Date	Description		Amount
	20217999	02/16/2022	PD HVAC blower motor, labor		\$2,030.77
99995	03/04/2022			ADAMS ASHBY GROUP INC	\$750.00
	Invoice	Date	Description		Amount
	4055	02/17/2022	January CDBG CV2-3 admin. 1350 - CDBG		\$750.00
99996	03/04/2022			AFLAC	\$1,403.12
	Invoice	Date	Description		Amount
	333465	02/28/2022	February supplemental insurance 1001 - Payroll		\$1,403.12
99997	03/04/2022			ALLIED UNIVERSAL	\$1,192.23
	Invoice	Date	Description		Amount
	12365821	03/03/2022	March McGregor skate park foot patrol		\$392.06
	12365822	03/03/2022	March Esplanade park foot patrol		\$420.75
	12365804	03/03/2022	March Jade St. foot patrol		\$379.42
99998	03/04/2022			ALLSAFE LOCK COMPANY	\$27.14
	Invoice	Date	Description		Amount
	53574	02/14/2022	Keys		\$27.14
99999	03/04/2022			ALVAREZ TECHNOLOGY GROUP INC	\$230.00
	Invoice	Date	Description		Amount
	62486	02/18/2022	March antivirus 2211 - IT Fund		\$230.00
100000	03/04/2022			AMAZON CAPITAL SERVICES	\$161.65
	Invoice	Date	Description		Amount
	14NC-XG3L-R1LV	02/18/2022	Ethernet network switch		\$21.79
	19R9-NNMX-QMJ3	02/20/2022	Desktop speakers		\$19.61
	1KYJ-1WCF-WX7F	03/01/2022	Monterey park supplies		\$98.46
	1C4C-GGLG-HFTX	02/28/2022	Logitech headset		\$21.79
			1000 - General Fund	\$98.46	
			2211 - IT Fund	\$63.19	
100001	03/04/2022			ASCAP	\$390.00
	Invoice	Date	Description		Amount
	500579655-2022	01/01/2022	2022 music license		\$390.00

City Checks Issued March 4, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100002	03/04/2022			AT&T/CALNET 3	\$204.55
	Invoice	Date	Description		Amount
	000017767573	02/13/2022	February telephone service		\$204.55
			1000 - General Fund	\$155.25	
			2211 - IT Fund	\$49.30	
100003	03/04/2022			AT&T/CALNET 3	\$1,196.15
	Invoice	Date	Description		Amount
	000017768241	02/13/2022	February T-1 access		\$1,196.15
100004	03/04/2022			AUTOMATION TEST ASSOCIATES	\$40.00
	Invoice	Date	Description		Amount
	21627	02/22/2022	February wharf meter reading		\$40.00
			1311 - Wharf		
100005	03/04/2022			B & B SMALL ENGINE REPAIR	\$41.47
	Invoice	Date	Description		Amount
	490404	02/09/2022	Lanyard, loop runner, tork screw		\$41.47
100006	03/04/2022			BAY PHOTO LAB	\$261.99
	Invoice	Date	Description		Amount
	18325912	02/23/2022	Museum print, gatorfoam mounting		\$90.36
	18327196	02/23/2022	Museum prints, black styrene mounting, gatorfoam mounting		\$81.90
	18327203	02/23/2022	Museum print, styrene mounting		\$17.64
	18327217	02/23/2022	Museum print, gatorfoam mounting		\$52.32
	18339750	03/01/2022	Museum supplies		\$19.77
100007	03/04/2022			BEN NOBLE URBAN AND REGIONAL PLANNING	\$900.00
	Invoice	Date	Description		Amount
	1391	02/22/2022	Objective standards for multi-family & mixed use development		\$900.00
			5552 - Housing Successor		
100008	03/04/2022			CALIFORNIA COAST UNIFORM COMPANY	\$709.46
	Invoice	Date	Description		Amount
	9231	02/01/2022	Tailoring changes		\$50.00
	9230	02/01/2022	Tailoring changes		\$90.00
	9244	02/01/2022	Eagle hat piece, Sergeant hat piece		\$346.46
	9243	02/01/2022	Tailoring changes		\$58.00
	9234	02/01/2022	Tailoring changes		\$60.00
	9233	02/01/2022	Tailoring changes		\$45.00
	9232	02/01/2022	Tailoring changes		\$60.00
100009	03/04/2022			CALIFORNIA COASTAL COMMISSION	\$1,291.00
	Invoice	Date	Description		Amount

City Checks Issued March 4, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	CCC030122	03/01/2022	Permit application fee		\$1,291.00
100010	03/04/2022			CAPITOLA PEACE OFFICERS ASSOCIATION	\$1,595.50
	Invoice	Date	Description		Amount
	POA022522	02/25/2022	POA and gym dues PPE 2/19/22 1001 - Payroll		\$1,595.50
100011	03/04/2022			COMMUNITY ACTION BOARD	\$233.37
	Invoice	Date	Description		Amount
	CAB022822	02/28/2022	January emergency mortgage assistance program		\$58.62
	CAB022822-2	02/28/2022	January emergency housing assistance 5552 - Housing Successor		\$174.75
100012	03/04/2022			COMMUNITY TELEVISION OF SANTA CRUZ COUNTY	\$884.00
	Invoice	Date	Description		Amount
	3062	02/22/2022	January televised meetings		\$884.00
100013	03/04/2022			COOPER SANDEN	\$150.00
	Invoice	Date	Description		Amount
	CS011922	01/19/2022	Employee physical reimbursement		\$150.00
100014	03/04/2022			CSG Consultants Inc.	\$2,068.00
	Invoice	Date	Description		Amount
	41815	02/11/2022	January building inspector services		\$1,368.00
	B220047	02/01/2022	January building plan review services		\$700.00
100015	03/04/2022			CSMFO	\$75.00
	Invoice	Date	Description		Amount
	200012655	02/17/2022	Account clerk training		\$75.00
100016	03/04/2022			CYNTHIA KASKEY	\$364.00
	Invoice	Date	Description		Amount
	CK030122	03/01/2022	Instructor payment		\$364.00
100017	03/04/2022			DAVEY RESOURCE GROUP	\$1,500.00
	Invoice	Date	Description		Amount
	125588	11/09/2021	Wharf Rd. & Clares St. tree health & risk assessment		\$1,500.00
100018	03/04/2022			ELEVATOR SERVICE COMPANY INC.	\$180.00
	Invoice	Date	Description		Amount
	36446	03/01/2022	Quarterly elevator lube and inspection		\$180.00
100019	03/04/2022			EQUITABLE	\$2,740.60
	Invoice	Date	Description		Amount
	1271219	01/11/2022	February LTD, STD, life, AD&D insurance		\$2,740.60

City Checks Issued March 4, 2022

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
			1000 - General Fund	\$297.92	
			1001 - Payroll	\$2,442.68	
100020	03/04/2022			FERGUSON ENTERPRISES LLC #795	\$585.83
	Invoice	Date	Description		Amount
	9766148	02/15/2022	Jade St. bathroom supplies		\$585.83
100021	03/04/2022			FIRST ALARM	\$225.69
	Invoice	Date	Description		Amount
	663661	02/15/2022	Community Center quarterly intrusion system monitoring		\$225.69
100022	03/04/2022			FLYERS ENERGY LLC	\$5,017.03
	Invoice	Date	Description		Amount
	22-475008	02/22/2022	410 gallons gasoline		\$1,934.39
	22-478009	02/24/2022	617 gallons gasoline		\$3,082.64
100023	03/04/2022			GINA ENRIQUEZ	\$4,619.89
	Invoice	Date	Description		Amount
	GE030122	03/01/2022	Instructor payment		\$4,619.89
100024	03/04/2022			GRANITE ROCK COMPANY	\$504.14
	Invoice	Date	Description		Amount
	1353953	02/12/2022	Granite patch		\$504.14
100025	03/04/2022			HANYA FOJACO	\$1,825.20
	Invoice	Date	Description		Amount
	HF022222	02/22/2022	Instructor payment		\$1,825.20
100026	03/04/2022			HOME DEPOT CREDIT SERVICES	\$3,520.89
	Invoice	Date	Description		Amount
	3524846	01/24/2022	Sakrete sand, garbage bags		\$61.57
	0013980	02/16/2022	Gloves, blades, fiberglass cloth, remnant hose		\$76.38
	0013992	02/16/2022	Wharf supplies, hardware		\$70.84
	2620372	02/14/2022	Wharf supplies, hardware		\$157.34
	6522410	02/10/2022	Utility pump		\$140.61
	8523786	02/18/2022	Wharf galvanized grip edge		\$7.50
	2614599	02/24/2022	Spray paint		\$29.87
	1030760	02/25/2022	Jade St. supplies		\$194.91
	1524899	02/25/2022	Socket adapter, tape measure, wood chisel set		\$44.84
	4623740	02/02/2022	Skate park supplies		\$18.19
	5515474	02/01/2022	Basket strainer wrench, tub drain wrench, kneeling cushion		\$34.31
	3032860	01/24/2022	Bathroom supplies		\$67.83
	6611114	01/31/2022	Jade St. supplies		\$122.66
	6623458	01/31/2022	Spanner wrenches, muriatic acid, backing flanges, spray bottle		\$60.87
	5645663	02/01/2022	Evidence room bathroom repairs		\$238.94

City Checks Issued March 4, 2022

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	3034465	02/03/2022	Folding saw horse, debris filter kit, vacuum filters		\$177.46
	7522247	02/09/2022	Wharf bathroom supplies		\$15.64
	8040789	02/08/2022	Curb paint, poly roller, tape		\$55.10
	8636162	02/08/2022	Lathe		\$543.91
	8640109	02/08/2022	PD supplies		\$45.52
	9521935	02/07/2022	Jade St. zip ties, tape, wire connectors		\$55.52
	9612144	02/07/2022	Loctite, caulk gun, tape, rust stopper, woven rollers		\$67.73
	1523194	02/15/2022	Wharf bathroom paint supplies		\$42.46
	1620517	02/15/2022	Mask		\$4.55
	2511568	02/14/2022	Jade St. wire strippers, electrical tape, tools		\$47.49
	5620600	02/11/2022	Power washer replacement nozzle, tape measure		\$46.90
	6522439	02/10/2022	Bit set		\$59.92
	6612560	02/10/2022	Esplanade bathroom supplies		\$102.97
	2524727	02/24/2022	Jade St. steel cable, ladder		\$183.48
	3621969	02/23/2022	Wharf bathroom supplies		\$36.86
	4974629	02/22/2022	Supplies		\$30.99
	9523568	02/17/2022	Pencil, loctite, construction adhesive,		\$44.70
	9633692	02/17/2022	Jade St. rust remover, LED trim		\$110.30
	0511836	02/16/2022	Jade St. bulbs, loctite, super glue, LED trim		\$328.82
	4030341	02/22/2022	Utility hooks, tape measures, carabiners, bucket, adapter set		\$155.23
	2524726	02/24/2022	Esplanade supplies		\$38.68
			1000 - General Fund	\$3,190.25	
			1311 - Wharf Fund	\$330.64	
100027	03/04/2022			INTERNATIONAL BRONZE PLAQUE COMPANY	\$318.00
	Invoice	Date	Description		Amount
	22-61483	03/02/2022	Memorial bench plaques		\$318.00
100028	03/04/2022			INTERNATIONAL CODE COUNCIL	\$348.00
	Invoice	Date	Description		Amount
	3323994	12/14/2021	ICC membership 3 yrs. member no. 0109600		\$348.00
100029	03/04/2022			INTERSTATE TRAFFIC CONTROL PRODUCTS	\$906.76
	Invoice	Date	Description		Amount
	248690	02/16/2022	Tow away sign		\$453.38
	249070	02/22/2022	Tow away signs		\$453.38
100030	03/04/2022			KBA Document Solutions LLC	\$158.02
	Invoice	Date	Description		Amount
	55Y1251885	02/16/2022	City Hall copier usage charges		\$132.27
	55Y1255550	03/01/2022	City Hall & Recreation copier usage charges		\$25.75
			1000 - General Fund	\$11.00	
			2211 - IT Fund	\$147.02	
100031	03/04/2022			KIMLEY HORN AND ASSOCIATES INC	\$10,725.20

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	Invoice	Date	Description		Amount
	20657328	01/31/2022	Clares st. traffic calming 1200 - CIP		\$10,725.20
100032	03/04/2022			LC ACTION POLICE SUPPLY LTD	\$305.20
	Invoice	Date	Description		Amount
	435336	02/09/2022	Range supplies		\$305.20
100033	03/04/2022			LINDE GAS & EQUIPMENT INC.	\$220.30
	Invoice	Date	Description		Amount
	69018984	02/22/2022	Acetylene rental		\$220.30
100034	03/04/2022			LINDSAY MITCHELL JOHNSON	\$65.00
	Invoice	Date	Description		Amount
	LJ020822	02/08/2022	Instructor payment		\$65.00
100035	03/04/2022			LIUNA PENSION FUND	\$1,075.20
	Invoice	Date	Description		Amount
	FF5218	02/25/2022	February LIUNA dues 1001 - Payroll		\$1,075.20
100036	03/04/2022			LLOYDS TIRE SERVICE	\$1,205.58
	Invoice	Date	Description		Amount
	209642	02/17/2022	2016 Ford tires		\$1,205.58
100037	03/04/2022			LUXLAUNDER	\$792.55
	Invoice	Date	Description		Amount
	LL013122	01/31/2022	January uniform cleaning		\$792.55
100038	03/04/2022			MARTHA MACAMBRIDGE	\$512.50
	Invoice	Date	Description		Amount
	1777	02/21/2022	Spring newsletter mailing		\$512.50
100039	03/04/2022			MASTER CLEANERS	\$164.76
	Invoice	Date	Description		Amount
	MC013122	01/31/2022	January uniform cleaning		\$164.76
100040	03/04/2022			MICHAEL ARNONE	\$5,000.00
	Invoice	Date	Description		Amount
	202201-1	02/23/2022	Parklets progress billing		\$5,000.00
100041	03/04/2022			MICHELE FAIA	\$682.50
	Invoice	Date	Description		Amount
	MF022222	02/22/2022	Instructor payment		\$682.50

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100042	03/04/2022			MID COUNTY AUTO SUPPLY	\$152.86
	Invoice	Date	Description		Amount
	M-1607899	02/09/2022	LED strobe light, blind spot mirror		\$80.91
	M-1627176	02/24/2022	Sweeper belts		\$51.41
	M-1627599	02/24/2022	Sweeper belts returned		(\$34.74)
	M-1626038	02/23/2022	Gloves, tools		\$55.28
			1000 - General Fund	\$136.19	
			1310 - Gas Tax	\$16.67	
100043	03/04/2022			MISSION LINEN SUPPLY	\$282.49
	Invoice	Date	Description		Amount
	516487216	02/16/2022	Fleet uniform cleaning, towels		\$34.03
	516439606	02/09/2022	Corp. yard uniform cleaning, mats, towels		\$117.36
	516487217	02/16/2022	Corp. yard uniform cleaning		\$97.07
	516526881	02/23/2022	Fleet uniform cleaning		\$34.03
100044	03/04/2022			MISSION PRINTERS	\$360.15
	Invoice	Date	Description		Amount
	62508	02/18/2022	Envelopes		\$224.12
	62536	02/25/2022	Business cards		\$136.03
			1000 - General Fund	\$136.03	
			2210 - Stores Fund	\$224.12	
100045	03/04/2022			NORTH BAY FORD	\$1,835.76
	Invoice	Date	Description		Amount
	284300	02/16/2022	Windshield hoses		\$65.72
	284325	02/17/2022	Radiator & condenser assembly, bumper & grille assembly		\$1,770.04
100046	03/04/2022			O'REILLY AUTO PARTS	\$190.07
	Invoice	Date	Description		Amount
	2763-264847	02/23/2022	Starter, coolant hose, ignition coil, V-belt		\$190.07
100047	03/04/2022			OUTDOOR SUPPLY HARDWARE	\$1,209.31
	Invoice	Date	Description		Amount
	E84552	02/09/2022	Garden hose, onetouch wands		\$106.79
	E92326	02/23/2022	Metric plug tap, hook, bulk fasteners		\$29.05
	E79663	01/31/2022	Drill, hose, hose clamp		\$44.64
	E81128	02/03/2022	Tip cleaner		\$13.07
	E83508	02/07/2022	Super glue, color change brush		\$15.89
	E84032	02/08/2022	Stencil kits, margin trowel, quikcrete		\$46.38
	E84530	02/09/2022	Putty, putty knife		\$31.59
	E85405	02/11/2022	Paint, supplies		\$133.98
	E87461	02/14/2022	Stencil kit, wood boring spade bit set		\$33.77
	E88808	02/17/2022	Fender washers, rubber mallet, supplies		\$33.21
	E91987	02/22/2022	Nozzle		\$14.16

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	E92275	02/23/2022	Saw, flashing, hex key set, gloves, oxide belt, sand paper		\$68.39
	E92704	02/24/2022	Hedge shears, paint, roller cover, brushes		\$220.40
	E92705	02/24/2022	Supplies		\$68.63
	E92740	02/24/2022	Steel wire cutter		\$27.24
	E93216	02/25/2022	Push broom, tools, fasteners		\$287.72
	E93999	02/26/2022	Wire paint roll, roller cover six pack		\$34.40
100048	03/04/2022			PALACE BUSINESS SOLUTIONS	\$156.49
	Invoice	Date	Description		Amount
	636130-0	02/14/2022	Calculator		\$59.29
	636575-0	02/16/2022	Paper, pens		\$97.20
100049	03/04/2022			POWER ENGINEERING CONTRACTORS INC.	\$24,237.00
	Invoice	Date	Description		Amount
	PE012722	01/27/2022	Wharf resiliency & public access improvement retention release 1200 - CIP		\$24,237.00
100050	03/04/2022			PREFERRED BENEFIT INSURANCE ADMIN.	\$5,396.00
	Invoice	Date	Description		Amount
	EIA43509	02/01/2022	February dental & vision insurance		\$5,396.00
			1000 - General Fund	\$13.80	
			1001 - Payroll	\$5,382.20	
100051	03/04/2022			ROYAL WHOLESALE ELECTRIC	\$605.33
	Invoice	Date	Description		Amount
	7719-1014445	02/17/2022	Jade St. supplies		\$10.50
	7719-1014561	02/25/2022	Jade St. supplies		\$517.75
	7719-1014637	02/25/2022	Jade St. supplies		\$77.08
100052	03/04/2022			SAN LORENZO LUMBER	\$1,454.75
	Invoice	Date	Description		Amount
	55-0703976	02/08/2022	Wharf supplies, hardware		\$273.02
	55-0705637	02/15/2022	Wharf supplies, hardware		\$268.53
	55-0706287	02/17/2022	Wharf lumber		\$197.61
	55-0706312	02/17/2022	Wharf joist hangers, screws		\$149.14
	55-0706701	02/18/2022	Wharf lumber		\$485.60
	55-0706710	02/18/2022	Wharf washers, screws 1311 - Wharf		\$80.85
100053	03/04/2022			SANTA CRUZ AUTO PARTS INC.	\$412.64
	Invoice	Date	Description		Amount
	14508-434147	02/23/2022	Fuel filters, hydraulic fluid, fuel water separator		\$412.64
100054	03/04/2022			SANTA CRUZ COUNTY HUMAN SERVICES DEPT	\$39,950.00
	Invoice	Date	Description		Amount

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	JURD-21-3	03/02/2022	Homeless action partnership cost share 1370 - HOME		\$39,950.00
100055	03/04/2022			SANTA CRUZ LIVE SCAN INC.	\$120.00
	Invoice	Date	Description		Amount
	1943	01/01/2022	Recreation live scans (3)		\$90.00
	2004	03/01/2022	Recreation live scan		\$30.00
100056	03/04/2022			SANTA CRUZ MUNICIPAL UTILITIES	\$330.18
	Invoice	Date	Description		Amount
	SCMU013122	01/31/2022	January water service for medians		\$330.18
100057	03/04/2022			SOQUEL CREEK WATER DISTRICT	\$2,358.33
	Invoice	Date	Description		Amount
	08-15299-0021022	02/10/2022	Monterey Ave. water		\$155.31
	08-15562-0021022	02/10/2022	Cliff and Fairview water service		\$48.01
	09-15964-0021022	02/10/2022	Monterey Ave. Esplanade water		\$1,004.07
	13-10919-0021722	02/17/2022	2000 Wharf Road water service		\$48.01
	10-16317-0021422	02/14/2022	420 Capitola Ave. water		\$303.03
	10-16315-0021422	02/14/2022	504 Beulah Dr. water		\$176.44
	10-16316-0021422	02/14/2022	426 Capitola Ave. water		\$108.29
	13-18567-0021722	02/17/2022	2005 Wharf Rd. water		\$515.17
100058	03/04/2022			T MOBILE	\$193.71
	Invoice	Date	Description		Amount
	TM022122	02/21/2022	February cell phone usage		\$193.71
100059	03/04/2022			THE HOME DEPOT PRO	\$176.47
	Invoice	Date	Description		Amount
	670317478	02/22/2022	Nitrile gloves		\$176.47
100060	03/04/2022			TPX COMMUNICATIONS	\$1,620.33
	Invoice	Date	Description		Amount
	153636722-0	02/23/2022	February phone service		\$1,620.33
			1000 - General Fund	\$891.26	
			2211 - IT Fund	\$729.07	
100061	03/04/2022			UNITED WAY OF SANTA CRUZ COUNTY	\$20.00
	Invoice	Date	Description		Amount
	UW022822	02/25/2022	February employee United Way contributions 1001 - Payroll		\$20.00
100062	03/04/2022			UPS	\$2.87
	Invoice	Date	Description		Amount
	0000954791082	02/19/2022	PD shipping missing PLD & late fee		\$2.87

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100063	03/04/2022			US BANK EQUIPMENT FINANCE	\$174.40
	Invoice	Date	Description		Amount
	465672491	02/18/2022	City Hall copier leases 2210 - Stores Fund		\$174.40
100064	03/04/2022			US BANK PARS Acct 6746022400	\$287.08
	Invoice	Date	Description		Amount
	PARS022522	02/25/2022	PARS contributions PPE 2/19/22 1001 - Payroll		\$287.08
100065	03/04/2022			VERIZON WIRELESS	\$2,984.16
	Invoice	Date	Description		Amount
	9899260354	02/10/2022	February telephone charges		\$2,984.16
100066	03/04/2022			VISIT SANTA CRUZ COUNTY	\$520.00
	Invoice	Date	Description		Amount
	13056	02/14/2022	BIA advertising 1321 - BIA		\$520.00
100067	03/04/2022			WE ALL RIDE SANTA CRUZ	\$59.36
	Invoice	Date	Description		Amount
	4171458	02/09/2022	Helmet cleaner, clear coat, slick mist, insect remover, supplies		\$59.36
100068	03/04/2022			WORKBENCH	\$13,101.00
	Invoice	Date	Description		Amount
	21097-106	02/18/2022	January SB2 ADU program construction docs, engineer coordination		\$13,101.00
100069	03/04/2022			Beau Barcus	\$105.00
	Invoice	Date	Description		Amount
	2005571.002	03/01/2022	Class refund		\$105.00
100070	03/04/2022			Cassandra Bryce	\$80.00
	Invoice	Date	Description		Amount
	2005568.002	02/22/2022	Class refund		\$80.00
100071	03/04/2022			Devin Kato	\$90.00
	Invoice	Date	Description		Amount
	2005564.002	02/18/2022	Class refund		\$90.00
100072	03/04/2022			DJ Timpany	\$83.70
	Invoice	Date	Description		Amount
	2005570.002	02/28/2022	Class refund		\$83.70
100073	03/04/2022			Eli Casey	\$94.00

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
	Invoice	Date	Description		Amount
	2005559.002	02/15/2022	Class refund		\$94.00
100074	03/04/2022			Joann Hill	\$52.00
	Invoice	Date	Description		Amount
	2005566.002	02/22/2022	Class refund		\$52.00
100075	03/04/2022			Joyce Rollins	\$61.20
	Invoice	Date	Description		Amount
	2005563.002	02/18/2022	Class refund		\$61.20
100076	03/04/2022			Kathleen Cornell	\$52.20
	Invoice	Date	Description		Amount
	2005560.002	02/16/2022	Class refund		\$52.20
100077	03/04/2022			Katie Cordero	\$90.00
	Invoice	Date	Description		Amount
	2005572.002	03/01/2022	Class refund		\$90.00
100078	03/04/2022			Luz Dunn	\$79.00
	Invoice	Date	Description		Amount
	2005558.002	02/15/2022	Class refund		\$79.00
100079	03/04/2022			Marilyn Patton	\$26.00
	Invoice	Date	Description		Amount
	2005562.002	02/16/2022	Class refund		\$26.00
100080	03/04/2022			Michelle Chao	\$15.00
	Invoice	Date	Description		Amount
	2005565.002	02/22/2022	Class refund		\$15.00
100081	03/04/2022			Michelle Chao	\$128.00
	Invoice	Date	Description		Amount
	2005569.002	02/25/2022	Class refund		\$128.00
100082	03/04/2022			Willow Munger	\$72.00
	Invoice	Date	Description		Amount
	2005567.002	02/22/2022	Class refund		\$72.00
100083	03/04/2022			Yvette Brooks	\$70.00
	Invoice	Date	Description		Amount
	2005561.002	02/16/2022	Class refund		\$70.00

Check Totals:

 \$161,104.08

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
EFT					
1285	02/25/2022			WEX HEALTH INC.	\$135.00
	Invoice	Date	Description		Amount
	0001468590-IN	01/31/2022	January COBRA and FSA admin		\$135.00
1286	02/28/2022			EMPLOYMENT DEVELOPMENT DEPARTMENT	\$8,658.26
	Invoice	Date	Description		Amount
	1-443-623-520	02/25/2022	State taxes PPE 2/19/22 1001 - Payroll		\$8,658.26
1287	02/28/2022			INTERNAL REVENUE SERVICE	\$29,329.78
	Invoice	Date	Description		Amount
	24964097	02/25/2022	Federal taxes & Medicare PPE 2/19/22 1001 - Payroll		\$29,329.78
1288	02/28/2022			STATE DISBURSEMENT UNIT	\$1,575.68
	Invoice	Date	Description		Amount
	38888365	02/25/2022	Employee garnishments PPE 2/19/22 1001 - Payroll		\$1,575.68
1289	02/28/2022			VOYA FINANCIAL	\$7,639.36
	Invoice	Date	Description		Amount
	VOYA022522	02/25/2022	Employee 457 contributions PPE 2/19/22 1001 - Payroll		\$7,639.36
1290	03/01/2022			CalPERS Health Insurance	\$66,985.10
	Invoice	Date	Description		Amount
	1002055724	03/01/2022	March health insurance		\$66,985.10
			1000 - General Fund	\$3,477.08	
			1001 - Payroll	\$63,508.02	
1291	03/01/2022			CalPERS Member Services Division	\$55,535.63
	Invoice	Date	Description		Amount
	1002055675-8	02/25/2022	PERS contributions PPE 2/19/22 1001 - Payroll		\$55,535.63
EFT Totals:					\$169,858.81
Library					
301	03/04/2022			KIMLEY HORN AND ASSOCIATES INC	\$732.50
	Invoice	Date	Description		Amount
	20657330	01/31/2022	Library driveway improvements		\$732.50
Library Totals:					\$732.50

City Checks Issued March 4, 2022

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
Main City Totals				Count	Total
Checks				91	\$161,104.08
EFTs				7	\$169,858.81
All				98	\$330,962.89
Payroll Totals					
Checks				0	\$0.00
EFTs				85	\$168,279.19
All				85	\$168,279.19
Library Totals					
Checks				1	\$732.50
EFTs				0	\$0.00
All				1	\$732.50
Grand Totals:					
Checks				92	\$161,836.58
EFTs				92	\$338,138.00
All				184	\$499,974.58


City main account checks dated March 11, 2022, numbered 100084 to 100143, totaling \$187,981.96, one EFT totaling \$1,210.09 and 88 payroll EFTs totaling \$166,574.44, for a grand total of \$355,766.49, have been reviewed and authorized for distribution by the City Manager.

As of March 11, 2022, the unaudited cash balance is \$4,995,067.25.

CASH POSITION - CITY OF CAPITOLA
March 11, 2022

	3/11/2022
General Fund	\$ (1,246,598.82)
Payroll Payables	\$ 145,458.18
Contingency Reserve Fund	\$ 2,061,345.66
Facilities Reserve Fund	\$ 477,714.09
Capital Improvement Fund	\$ 2,369,852.08
Stores Fund	\$ 63,942.37
Information Technology Fund	\$ 295,754.77
Equipment Replacement	\$ 742,076.60
Self-Insurance Liability Fund	\$ (226,786.07)
Workers' Comp. Ins. Fund	\$ 153,238.79
Compensated Absences Fund	\$ 159,069.60
TOTAL UNASSIGNED GENERAL FUNDS	\$ 4,995,067.25

The Emergency Reserve Fund balance is \$1,374,205.54 (not included above).
 The PERS Contingency Fund balance is \$997,772.80 (not included above).
 The Library Fund balance is \$747,723.30 (not included above).

 _____ Jamie Goldstein, City Manager	3/14/22 _____ Date
 _____ Jim Malberg, City Treasurer	3/11/22 _____ Date

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100084	03/07/2022			INTERSTATE TRAFFIC CONTROL PRODUCTS	\$453.38
	Invoice	Date	Description		Amount
	249070	02/22/2022	Tow away signs		\$453.38
100085	03/08/2022			COUNTY OF SANTA CRUZ	\$50.00
	Invoice	Date	Description		Amount
	SCC030722	03/07/2022	Categorical exemption fee for Clares St. traffic calming 1200 - CIP		\$50.00
100086	03/11/2022			ADT SECURITY SERVICES INC.	\$225.21
	Invoice	Date	Description		Amount
	ADT030122	03/01/2022	Corp. yard & museum ADT monitoring		\$225.21
100087	03/11/2022			AMAZON CAPITAL SERVICES	\$1,115.55
	Invoice	Date	Description		Amount
	1M3X-FD99-HPYG	03/03/2022	Desktop speakers, monitor cable		\$40.31
	1LVQ-NHGG-4K4G	03/03/2022	Asus monitors (2)		\$313.92
	1WTQ-DKGC-VGKM	03/05/2022	Asus monitors (4)		\$673.96
	1F1W-K1JH-79MP	03/08/2022	Wired headsets		\$55.76
	1DY9-RMXR-K1PG	03/08/2022	Ink		\$31.60
			2210 - Stores Fund	\$31.60	
			2211 - IT Fund	\$1,083.95	
100088	03/11/2022			B & B SMALL ENGINE REPAIR	\$667.99
	Invoice	Date	Description		Amount
	491722	03/01/2022	Blade set, trimmer line, AP 300 battery, gearbox grease		\$667.99
100089	03/11/2022			BATTERIES PLUS BULBS	\$25.50
	Invoice	Date	Description		Amount
	P49377140	03/09/2022	Batteries		\$25.50
100090	03/11/2022			BIOBAG AMERICAS INC.	\$2,740.00
	Invoice	Date	Description		Amount
	INV488349	03/08/2022	Dog waste bags		\$2,740.00
100091	03/11/2022			BURKE WILLIAMS AND SORENSEN LLP	\$28,670.50
	Invoice	Date	Description		Amount
	281211	02/25/2022	Labor & employment legal services		\$116.00
	281212	02/25/2022	January legal services		\$16,020.00
	281213	02/25/2022	January code enforcement		\$212.00
	281214	02/25/2022	January planning legal services		\$1,166.00
	281215	02/25/2022	January police legal services		\$1,325.00
	281216	02/25/2022	January COVID-19 legal services		\$424.00
	281217	02/25/2022	SB9 ordinance legal services		\$9,407.50

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100092	03/11/2022			CALIFORNIA COAST UNIFORM COMPANY	\$879.45
	Invoice	Date	Description		Amount
	9242	02/01/2022	Tailoring changes, shirt, jacket		\$655.45
	9241	02/01/2022	Uniform tailoring changes		\$224.00
100093	03/11/2022			CINTAS CORPORATION	\$42.07
	Invoice	Date	Description		Amount
	5098240636	03/03/2022	First aid supplies		\$42.07
100094	03/11/2022			CLEAN BUILDING MAINTENANCE CO.	\$5,433.92
	Invoice	Date	Description		Amount
	29393	02/28/2022	February janitorial services		\$5,433.92
			1000 - General Fund	\$4,673.48	
			1311 - Wharf Fund	\$760.44	
100095	03/11/2022			COMMUNITY PRINTERS	\$1,388.80
	Invoice	Date	Description		Amount
	30866011	02/09/2022	BIA visitor's guide brochures		\$1,388.80
			1321 - BIA		
100096	03/11/2022			CRYSTAL SPRINGS WATER CO.	\$263.50
	Invoice	Date	Description		Amount
	CSW022822	02/28/2022	February drinking water		\$263.50
100097	03/11/2022			D & G SANITATION	\$1,046.73
	Invoice	Date	Description		Amount
	288100	02/28/2022	Skate park hand wash station, portable toilets		\$621.13
	288101	02/28/2022	Jade st. park hand wash station rental		\$306.25
	288102	02/28/2022	Cortez park hand wash station		\$119.35
100098	03/11/2022			DEPARTMENT OF CONSUMER AFFAIRS	\$180.00
	Invoice	Date	Description		Amount
	C44791-2022	03/08/2022	Certificate no. 44791 renewal fee		\$180.00
100099	03/11/2022			ESMERALDA GONZALEZ	\$81.82
	Invoice	Date	Description		Amount
	EG030122	03/01/2022	Bowls, napkins, plates reimbursement		\$81.82
100100	03/11/2022			GARDAWORLD	\$335.96
	Invoice	Date	Description		Amount
	10682463	03/01/2022	Armored car service		\$335.96

City Checks Issued March 11, 2022

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Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100101	03/11/2022			GARDEN HAVEN NURSERY	\$93.41
	Invoice	Date	Description		Amount
	00367342	02/22/2022	Plants		\$93.41
100102	03/11/2022			GEORGE McMENAMIN	\$1,743.75
	Invoice	Date	Description		Amount
	GM030622	03/06/2022	Bay St., Peery Park maintenance, vinca control		\$1,743.75
100103	03/11/2022			GRAINGER	\$1,180.84
	Invoice	Date	Description		Amount
	9223253403	02/23/2022	Library handrail		\$715.54
	9228281029	02/28/2022	Library handrail corner connector		\$465.30
100104	03/11/2022			HINDERLITER DELLAMAS AND ASSOCIATES	\$1,725.83
	Invoice	Date	Description		Amount
	SIN015243	03/02/2022	Sales tax audit services		\$1,725.83
100105	03/11/2022			HUMBOLDT PETROLEUM LLC	\$127.50
	Invoice	Date	Description		Amount
	INV-036473	02/28/2022	Car washes		\$75.00
	INV-035017	02/15/2022	Car washes		\$52.50
100106	03/11/2022			INTERSTATE TRAFFIC CONTROL PRODUCTS	\$620.88
	Invoice	Date	Description		Amount
	249317	03/08/2022	Signs		\$620.88
100107	03/11/2022			JACKSON LANDSCAPE	\$20.00
	Invoice	Date	Description		Amount
	21795	03/01/2022	Check palm roots and site		\$20.00
100108	03/11/2022			JIM MALBERG - PETTY CASH CUSTODIAN	\$480.01
	Invoice	Date	Description		Amount
	PC030922	03/09/2022	Petty cash expenditures		\$480.01
			1000 - General Fund	\$430.01	
			1313 - General Plan	\$50.00	
100109	03/11/2022			KELLY MOORE PAINT COMPANY INC.	\$253.01
	Invoice	Date	Description		Amount
	803-00000949856	01/12/2022	Paint		\$253.01

City Checks Issued March 11, 2022

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100110	03/11/2022			KIMLEY HORN AND ASSOCIATES INC	\$14,200.00
	Invoice	Date	Description		Amount
	20825503	02/28/2022	Clares St. traffic calming		\$4,450.00
	20825504	02/28/2022	Capitola Rd. striping		\$4,250.00
	20825506	02/28/2022	Park Ave. traffic calming		\$5,500.00
			1200 - CIP	\$9,950.00	
			1308 - SB1	\$2,125.00	
			1309 - RTC	\$2,125.00	
100111	03/11/2022			LC ACTION POLICE SUPPLY LTD	\$601.68
	Invoice	Date	Description		Amount
	435733	02/21/2022	Range supplies		\$601.68
100112	03/11/2022			LEWIS TREE SERVICE INC.	\$3,700.00
	Invoice	Date	Description		Amount
	34101	02/14/2022	Monterey cypress removal at upper parking lot		\$3,700.00
100113	03/11/2022			McKim Corporation	\$78,907.82
	Invoice	Date	Description		Amount
	20901	02/22/2022	Road repairs		\$78,907.82
			1308 - SB1	\$39,453.91	
			1309 - RTC	\$39,453.91	
100114	03/11/2022			MID COUNTY AUTO SUPPLY	\$146.86
	Invoice	Date	Description		Amount
	M-1634744	03/02/2022	Control arm		\$146.86
100115	03/11/2022			MISSION LINEN SUPPLY	\$117.36
	Invoice	Date	Description		Amount
	516526882	02/23/2022	Corp. yard uniform cleaning		\$117.36
100116	03/11/2022			MOFFATT AND NICHOL	\$448.36
	Invoice	Date	Description		Amount
	766803	02/04/2022	Wharf bid and construction support		\$125.00
	767531	03/07/2022	Wharf final design, mileage reimbursement		\$323.36
			1200 - CIP		
100117	03/11/2022			O'REILLY AUTO PARTS	\$177.50
	Invoice	Date	Description		Amount
	2763-265923	02/28/2022	Radiator hose, coolant, freight		\$148.39
	2763-265969	03/01/2022	Water pump		\$29.11

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100118	03/11/2022			OUTDOOR SUPPLY HARDWARE	\$199.80
	Invoice	Date	Description		Amount
	OSHFC	07/25/2021	Finance charge		\$3.69
	E76777	01/26/2022	Staple gun, markers, staples, saw chop wheel		\$72.74
	E77308	01/27/2022	Supplies		\$26.77
	E77986	01/28/2022	Lemon spray, putty knife, razor scraper, paint brush set		\$25.79
	E95424	03/01/2022	Charging cables, 4 port charger, USB cable		\$70.81
100119	03/11/2022			PALACE BUSINESS SOLUTIONS	\$219.59
	Invoice	Date	Description		Amount
	637801-0	03/02/2022	Stamp		\$11.11
	638239-0	03/07/2022	Desk pad, steno books, notebooks, envelopes		\$148.86
	637087-0	02/23/2022	Paper		\$59.62
			1000 - General Fund	\$208.48	
			2210 - Stores Fund	\$11.11	
100120	03/11/2022			PHOENIX GROUP INFORMATION SYSTEMS	\$5,499.68
	Invoice	Date	Description		Amount
	012022070	02/17/2022	February citation processing		\$5,499.68
100121	03/11/2022			ROBERT M PATTERSON	\$100.00
	Invoice	Date	Description		Amount
	RMP030122	03/01/2022	February citation reviews		\$100.00
100122	03/11/2022			ROYAL WHOLESALE ELECTRIC	\$782.76
	Invoice	Date	Description		Amount
	7719-1015028	03/04/2022	Jade St. supplies		\$782.76
100123	03/11/2022			SAN LORENZO LUMBER	\$769.94
	Invoice	Date	Description		Amount
	55-0707377	02/22/2022	Wharf lumber		\$96.91
	55-0705637-2	02/15/2022	Wharf hardware		\$20.00
	55-0704815	02/10/2022	Wharf hardware, bucket		\$81.94
	55-0709657	03/03/2022	Wharf house hardware & supplies		\$251.99
	55-0709685	03/03/2022	Wharf house lumber		\$319.10
			1311 - Wharf Fund		
100124	03/11/2022			SANTA CLARA COUNTY OFFICE OF THE SHERIFF	\$833.95
	Invoice	Date	Description		Amount
	1800080480	02/14/2022	January range use		\$180.00
	1800080453	02/09/2022	Coplink 2021 annual billing		\$653.95

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100125	03/11/2022			SANTA CRUZ COUNTY AUDITOR-CONTROLLER	\$14,070.00
	Invoice	Date	Description		Amount
	SCC022822	02/28/2022	February citation processing		\$14,070.00
100126	03/11/2022			SANTA CRUZ COUNTY DEPT OF PUBLIC WORKS	\$26.00
	Invoice	Date	Description		Amount
	41866	02/28/2022	Landfill charges		\$26.00
100127	03/11/2022			SANTA CRUZ COUNTY INFORMATION SERVICES	\$655.71
	Invoice	Date	Description		Amount
	SCC030122	03/01/2022	February open query scan charges		\$655.71
100128	03/11/2022			SANTA CRUZ SENTINEL	\$251.20
	Invoice	Date	Description		Amount
	0001327049	02/28/2022	February legal notice		\$251.20
100129	03/11/2022			SIRCHIE	\$322.22
	Invoice	Date	Description		Amount
	0533267-IN	03/01/2022	Evidence tubing		\$322.22
100130	03/11/2022			SPECTRUM BUSINESS	\$7,764.36
	Invoice	Date	Description		Amount
	0000178020122	02/01/2022	February internet service		\$3,862.72
	0000178030122	03/01/2022	March internet service		\$3,901.64
			1000 - General Fund	\$3,396.38	
			2211 - IT Fund	\$4,367.98	
100131	03/11/2022			STAPLES ADVANTAGE	\$730.86
	Invoice	Date	Description		Amount
	8065369476	02/26/2022	Office supplies		\$646.88
	8065293421	02/19/2022	Cups, thermal pouches		\$83.98
100132	03/11/2022			SUMMIT UNIFORMS	\$107.19
	Invoice	Date	Description		Amount
	79003	02/26/2022	Duty belt, under belt		\$107.19
100133	03/11/2022			THE SKYLIGHT PLACE INC.	\$1,619.68
	Invoice	Date	Description		Amount
	38807A	01/05/2022	Jade St. broken windows replaced, handles, labor		\$1,619.68
100134	03/11/2022			TIMES PUBLISHING GROUP INC.	\$1,400.00
	Invoice	Date	Description		Amount
	15884	11/22/2021	BIA advertising		\$1,400.00
			1321 - BIA		

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100135	03/11/2022			TODD HANSON	\$2,668.00
	Invoice	Date	Description		Amount
	000018	03/01/2022	March BIA marketing, website management, media boost 1321 - BIA		\$2,668.00
100136	03/11/2022			TRACTOR SUPPLY COMPANY	\$185.71
	Invoice	Date	Description		Amount
	200513813	02/13/2022	Boots		\$185.71
100137	03/11/2022			US BANK EQUIPMENT FINANCE	\$315.01
	Invoice	Date	Description		Amount
	466308665	02/25/2022	City Hall copier lease 2210 - Stores Fund		\$315.01
100138	03/11/2022			WESTERN EXTERMINATOR COMPANY	\$139.60
	Invoice	Date	Description		Amount
	13655332	02/01/2022	City Hall rodent control		\$69.80
	13655333	02/01/2022	Turnouts rodent control		\$69.80
100139	03/11/2022			Burak Cetin	\$96.00
	Invoice	Date	Description		Amount
	500125199	03/01/2022	Citation refund		\$96.00
100140	03/11/2022			Craig Nunes	\$669.00
	Invoice	Date	Description		Amount
	21-0287	03/08/2022	1500 Wharf Rd. sign permit deposit refund		\$669.00
100141	03/11/2022			David Zucker	\$276.51
	Invoice	Date	Description		Amount
	DZ030922	03/09/2022	Team building supplies reimbursement		\$276.51
100142	03/11/2022			Douglas Crocker	\$38.00
	Invoice	Date	Description		Amount
	500124726	03/02/2022	Citation dismissed		\$38.00
100143	03/11/2022			Ryan Wang	\$96.00
	Invoice	Date	Description		Amount
	700123657	02/24/2022	Citation refund		\$96.00
Check Totals:					\$187,981.96

City Checks Issued March 11, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
EFT					
1292	03/11/2022			WELLS FARGO BANK	\$1,210.09
	Invoice	Date	Description		Amount
	WF031122	03/11/2022	March client analysis charges		\$1,210.09

EFT Totals: \$1,210.09

Main City Totals	Count	Total
Checks	60	\$187,981.96
EFTs	1	\$1,210.09
All	61	\$189,192.05

Payroll Totals	Count	Total
Checks	0	\$0.00
EFTs	88	\$166,574.44
All	88	\$166,574.44

Grand Totals:	Count	Total
Checks	60	\$187,981.96
EFTs	89	\$167,784.53
All	149	\$355,766.49

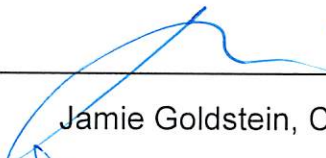
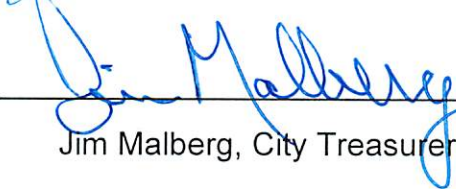
City main account checks dated March 18, 2022, numbered 100144 to 100186, totaling \$98,988.56, five EFTs totaling \$102,975.46, for a grand total of \$201,964.02, have been reviewed and authorized for distribution by the City Manager.

As of March 18, 2022, the unaudited cash balance is \$4,833,250.18.

CASH POSITION - CITY OF CAPITOLA
March 18, 2022

	3/18/2022
General Fund	\$ (1,299,256.92)
Payroll Payables	\$ 39,861.64
Contingency Reserve Fund	\$ 2,061,345.66
Facilities Reserve Fund	\$ 477,714.09
Capital Improvement Fund	\$ 2,369,852.08
Stores Fund	\$ 63,691.38
Information Technology Fund	\$ 292,443.33
Equipment Replacement	\$ 742,076.60
Self-Insurance Liability Fund	\$ (226,786.07)
Workers' Comp. Ins. Fund	\$ 153,238.79
Compensated Absences Fund	\$ 159,069.60
TOTAL UNASSIGNED GENERAL FUNDS	\$ 4,833,250.18

The Emergency Reserve Fund balance is \$1,374,205.54 (not included above).
 The PERS Contingency Fund balance is \$997,772.80 (not included above).
 The Library Fund balance is \$747,723.30 (not included above).

 Jamie Goldstein, City Manager	3/21/22 Date
 Jim Malberg, City Treasurer	3/18/22 Date

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100144	03/16/2022			AMAZON CAPITAL SERVICES	\$398.05
	Invoice	Date	Description		Amount
	1P9F-M39Q-NL9Y	01/27/2022	Binder dividers		\$22.76
	1FDF-NWDD-MR3P	01/27/2022	AA batteries, computer speakers		\$74.55
	1NPG-QGLQ-TL9G	02/01/2022	Neck gaiters, work gloves, face masks		\$213.72
	1DKY-HYQL-4MJC	02/01/2022	Drainer cleaner tools, drain cable boring gimlet		\$87.02
			1000 - General Fund	\$300.74	
			2210 - Stores Fund	\$97.31	
100145	03/18/2022			AMAZON CAPITAL SERVICES	\$91.90
	Invoice	Date	Description		Amount
	14XY-PMTJ-LPVL	03/10/2022	Sand, storage bins, toys		\$91.90
100146	03/18/2022			ANN ELIZABETH THIERMANN	\$1,675.00
	Invoice	Date	Description		Amount
	AT030222	03/02/2022	Museum painting		\$825.00
	AT031422	03/14/2022	Museum painting		\$850.00
100147	03/18/2022			APTOS LANDSCAPE SUPPLY INC.	\$386.95
	Invoice	Date	Description		Amount
	572438	03/09/2022	Esplanade sod mix		\$226.72
	572430	03/09/2022	Esplanade park top soil		\$160.23
100148	03/18/2022			AT&T	\$9.38
	Invoice	Date	Description		Amount
	ATT30122	03/01/2022	March long distance charges		\$9.38
			1000 - General Fund	\$4.62	
			2211 - IT Fund	\$4.76	
100149	03/18/2022			AT&T/CALNET 3	\$205.23
	Invoice	Date	Description		Amount
	000017915347	03/13/2022	March telephone service		\$205.23
			1000 - General Fund	\$155.71	
			2211 - IT Fund	\$49.52	
100150	03/18/2022			AT&T/CALNET 3	\$1,202.76
	Invoice	Date	Description		Amount
	000017916015	03/13/2022	March T-1 access		\$1,202.76
100151	03/18/2022			BEAR ELECTRICAL SOLUTIONS INC.	\$4,136.55
	Invoice	Date	Description		Amount
	15073	02/28/2022	February traffic signal maintenance - response		\$3,489.75
	15074	02/28/2022	February traffic signal maintenance - routine		\$646.80
			1310 - Gas Tax		

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100152	03/18/2022			CAPITOLA PEACE OFFICERS ASSOCIATION	\$1,638.00
	Invoice	Date	Description		Amount
	POA031122	03/11/2022	POA & gym dues PPE 3/5/22 1001 - Payroll		\$1,638.00
100153	03/18/2022			CSMFO	\$200.00
	Invoice	Date	Description		Amount
	200012838	03/16/2022	Intermediate govt. accounting training		\$200.00
100154	03/18/2022			CYNTHIA KASKEY	\$364.00
	Invoice	Date	Description		Amount
	CK030722	03/07/2022	Instructor payment		\$364.00
100155	03/18/2022			EIDE BAILLY LLP	\$45,375.00
	Invoice	Date	Description		Amount
	EI01281876	03/07/2022	FY21 audit services & financial transactions report		\$45,375.00
100156	03/18/2022			EWING IRRIGATION	\$154.65
	Invoice	Date	Description		Amount
	16229130	03/09/2022	Sod knife, sprinklers, trash cans, PVC adapter		\$120.56
	16237560	03/10/2022	Esplanade lawn sprinklers		\$34.09
100157	03/18/2022			FERGUSON ENTERPRISES LLC #795	\$1,039.64
	Invoice	Date	Description		Amount
	9805500	03/07/2022	Torch shield		\$48.15
	CM055695	03/08/2022	Returned Jade St. bathroom supplies		(\$523.20)
	9796165	03/11/2022	Bathroom supplies		\$1,514.69
100158	03/18/2022			FLYERS ENERGY LLC	\$4,811.32
	Invoice	Date	Description		Amount
	22-487255	03/10/2022	750 gallons gasoline		\$4,175.75
	22-487254	03/10/2022	100 gallons diesel		\$635.57
100159	03/18/2022			HOME DEPOT CREDIT SERVICES	\$48.56
	Invoice	Date	Description		Amount
	7521451	03/11/2022	Bucket, gloves, vinyl tube, clamps		\$48.56
100160	03/18/2022			KBA Document Solutions LLC	\$9.36
	Invoice	Date	Description		Amount
	55Y1257966	03/10/2022	Recreation copier usage charges		\$9.36
100161	03/18/2022			MATT KOTILA	\$200.00
	Invoice	Date	Description		Amount
	MK020422	02/04/2022	Boots reimbursement		\$200.00

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100162	03/18/2022			MICHAEL KILROY	\$2,289.39
	Invoice	Date	Description		Amount
	MK030322	03/03/2022	POST supervisory course reimbursement		\$1,217.55
	MK031022	03/10/2022	POST supervisory course reimbursement		\$1,071.84
100163	03/18/2022			MID COUNTY AUTO SUPPLY	\$257.56
	Invoice	Date	Description		Amount
	M-1638567	03/04/2022	Heater hose, supplies		\$20.45
	M-1637697	03/04/2022	2012 Ford F250 wear pads, serpentine belt		\$237.11
100164	03/18/2022			MUNICODE	\$2,400.00
	Invoice	Date	Description		Amount
	00371056	03/16/2022	Annual website hosting maintenance support 2211 - IT Fund		\$2,400.00
100165	03/18/2022			NERD BY NIGHT	\$825.00
	Invoice	Date	Description		Amount
	10945	01/08/2021	BIA website troubleshooting		\$675.00
	11155	05/20/2021	BIA website route DNS to new Wordpress site 1321 - BIA		\$150.00
100166	03/18/2022			OUTDOOR SUPPLY HARDWARE	\$223.35
	Invoice	Date	Description		Amount
	E98737	03/07/2022	Bulk fasteners for memorial plaques		\$2.70
	E98619	03/07/2022	Pliers, LED flashlight, broom, tape, screwdriver		\$113.28
	E99071	03/08/2022	Speedlite square, chip brush, turbo knife, ratchet tiedown		\$107.37
100167	03/18/2022			PACIFIC GAS & ELECTRIC	\$10.14
	Invoice	Date	Description		Amount
	PGE031122-acct0	03/11/2022	Wharf Road Rispin Mansion utilities		\$10.14
100168	03/18/2022			PALACE BUSINESS SOLUTIONS	\$250.99
	Invoice	Date	Description		Amount
	638671-0	03/10/2022	Paper, envelopes, binder clips 2210 - Stores Fund		\$250.99
100169	03/18/2022			SAN LORENZO LUMBER	\$38.93
	Invoice	Date	Description		Amount
	55-0711306	03/09/2022	Wharf hardware 1311 - Wharf		\$38.93
100170	03/18/2022			SANTA CRUZ AUTO PARTS INC.	\$113.62
	Invoice	Date	Description		Amount
	14508-435564	03/09/2022	Fuel/water separator		\$113.62

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100171	03/18/2022			SANTA CRUZ COUNTY TAX COLLECTOR	\$653.17
	Invoice	Date	Description		Amount
	2055272-2	03/10/2022	City Hall sanitation district charges		\$653.17
100172	03/18/2022			SANTA CRUZ COUNTY TAX COLLECTOR	\$6,999.25
	Invoice	Date	Description		Amount
	2056942-2	03/10/2022	Esplanade sanitation district charges		\$6,999.25
100173	03/18/2022			SANTA CRUZ COUNTY TAX COLLECTOR	\$3,033.89
	Invoice	Date	Description		Amount
	2055458-2	03/10/2022	Wharf sanitation district charges 1311 - Wharf		\$3,033.89
100174	03/18/2022			SOQUEL CREEK WATER DISTRICT	\$6,683.34
	Invoice	Date	Description		Amount
	42-14952-0022422	02/24/2022	Cortez Park irrigation		\$360.24
	42-15297-0022422	02/24/2022	426 Capitola Ave irrigation		\$149.27
	42-15751-0122422	02/24/2022	2005 Wharf Road irrigation		\$141.07
	42-15969-0022422	02/24/2022	Lawn Way irrigation		\$237.18
	42-16122-0022422	02/24/2022	Esplanade fountain irrigation		\$66.22
	42-10504-0022422	02/24/2022	Cliff Drive irrigation		\$64.40
	42-11090-0122422	02/24/2022	Capitola Road irrigation		\$149.27
	42-11467-0022422	02/24/2022	Jade Street park irrigation		\$3,435.68
	42-11517-0022422	02/24/2022	41st Avenue irrigation		\$149.27
	42-14404-0022422	02/24/2022	Monterey Ave. Nobel Gulch Park irrigation		\$393.86
	42-16130-0022422	02/24/2022	Wharf Road irrigation		\$65.52
	42-16136-0022422	02/24/2022	1400 Wharf Road irrigation		\$475.99
	42-16407-0022422	02/24/2022	Bay Ave. irrigation		\$64.40
	34-18508-0022422	02/24/2022	1510 McGregor Drive water service		\$35.46
	42-14431-0022422	02/24/2022	Monterey Ave irrigation		\$734.81
	42-17688-0022422	02/24/2022	Lawn Way irrigation		\$96.30
	42-18238-0022422	02/24/2022	Capitola Road irrigation		\$64.40
			1000 - General Fund	\$6,207.35	
			1311 - Wharf Fund	\$475.99	
100175	03/18/2022			THE HOME DEPOT PRO	\$4,059.39
	Invoice	Date	Description		Amount
	671872497	03/02/2022	Oil absorbent pads		\$63.34
	671953040	03/03/2022	Bathroom supplies		\$1,033.46
	672227931	03/04/2022	Janitorial supplies		\$2,460.54
	672515954	03/07/2022	Bathroom supplies		\$235.44
	672689098	03/07/2022	Bath tissue		\$266.61

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100176	03/18/2022			UPEC LIUNA LOCAL 792	\$670.50
	Invoice	Date	Description		Amount
	UPEC031122	03/11/2022	March UPEC dues 1001 - Payroll		\$670.50
100177	03/18/2022			UPS	\$12.53
	Invoice	Date	Description		Amount
	0000954791112	03/12/2022	PD shipping		\$12.53
100178	03/18/2022			US BANK EQUIPMENT FINANCE	\$103.57
	Invoice	Date	Description		Amount
	466758448	03/03/2022	Recreation copier lease		\$103.57
100179	03/18/2022			US BANK EQUIPMENT FINANCE	\$26.06
	Invoice	Date	Description		Amount
	466758521	03/03/2022	Recreation copier lease		\$26.06
100180	03/18/2022			US BANK EQUIPMENT FINANCE	\$288.83
	Invoice	Date	Description		Amount
	466758646	03/03/2022	PD copier lease		\$288.83
100181	03/18/2022			US BANK PARS Acct 6746022400	\$312.50
	Invoice	Date	Description		Amount
	PARS031122	03/11/2022	PARS contributions PPE 3/5/22 1001 - Payroll		\$312.50
100182	03/18/2022			WELLS FARGO BANK	\$7,418.50
	Invoice	Date	Description		Amount
	WF030322	03/03/2022	February credit card charges		\$7,418.50
			1000 - General Fund	\$6,561.34	
			2211 - IT Fund	\$857.16	
			Purchases over \$500:		
			Hyatt Regency - \$913.36	Chief's conference	
			FBINAACC - \$569.25	FBI conference	
			Indeed - \$501.19	Recruitment	
			Indeed - \$500.04	Recruitment	
			Ben Davis - \$513.48	Uniform pants	
			PDNC - \$666.27	Office 365 backup, MS Azure, network admin.	
100183	03/18/2022			Ann Colman	\$186.30
	Invoice	Date	Description		Amount
	AC031622	03/16/2022	Class refund		\$186.30

City Checks Issued March 18, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100184	03/18/2022			Marlene Hagopian	\$126.90
	Invoice	Date	Description		Amount
	2005573.002	03/01/2022	Class refund		\$126.90
100185	03/18/2022			Michelle Chao	\$15.00
	Invoice	Date	Description		Amount
	2005575.002	03/07/2022	Tennis class refund		\$15.00
100186	03/18/2022			Rita Wadsworth	\$43.50
	Invoice	Date	Description		Amount
	2005574.002	03/01/2022	Class refund		\$43.50
Check Totals:					\$98,988.56

EFT					
1293	03/14/2022			CalPERS Member Services Division	\$55,799.71
	Invoice	Date	Description		Amount
	1002065329-32	03/11/2022	PERS contributions PPE 3/5/22 1001 - Payroll		\$55,799.71
1294	03/14/2022			EMPLOYMENT DEVELOPMENT DEPARTMENT	\$8,356.95
	Invoice	Date	Description		Amount
	1-314-691-680	03/11/2022	State taxes PPE 3/5/22 1001 - Payroll		\$8,356.95
1295	03/14/2022			INTERNAL REVENUE SERVICE	\$28,625.92
	Invoice	Date	Description		Amount
	52164837	03/11/2022	Federal taxes & Medicare PPE 3/5/22 1001 - Payroll		\$28,625.92
1296	03/14/2022			STATE DISBURSEMENT UNIT	\$1,575.68
	Invoice	Date	Description		Amount
	39053611	03/11/2022	Employee garnishments PPE 3/5/22 1001 - Payroll		\$1,575.68
1297	03/14/2022			VOYA FINANCIAL	\$8,617.20
	Invoice	Date	Description		Amount
	VOYA031122	03/11/2022	Employee 457 contributions PPE 3/5/22 1001 - Payroll		\$8,617.20
EFT Totals:					\$102,975.46

Main City Totals	Count	Total
Checks	43	\$98,988.56
EFTs	5	\$102,975.46
All	48	\$201,964.02

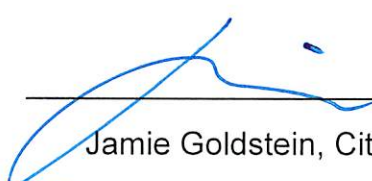
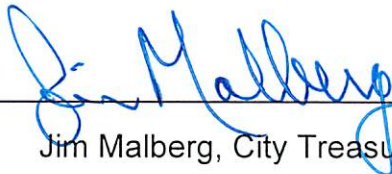
City main account checks dated March 25, 2022, numbered 100187 to 100246, totaling \$216,183.58, one EFT totaling \$135.00 and 91 payroll EFTs totaling \$166,737.99, for a grand total of \$383,056.57, have been reviewed and authorized for distribution by the City Manager.

As of March 25, 2022, the unaudited cash balance is \$5,079,624.76.

**CASH POSITION - CITY OF CAPITOLA
March 25, 2022**

	3/25/2022
General Fund	\$ (1,186,269.32)
Payroll Payables	\$ 173,940.92
Contingency Reserve Fund	\$ 2,061,345.66
Facilities Reserve Fund	\$ 477,714.09
Capital Improvement Fund	\$ 2,369,852.08
Stores Fund	\$ 63,374.52
Information Technology Fund	\$ 292,067.89
Equipment Replacement	\$ 742,076.60
Self-Insurance Liability Fund	\$ (226,786.07)
Workers' Comp. Ins. Fund	\$ 153,238.79
Compensated Absences Fund	\$ 159,069.60
TOTAL UNASSIGNED GENERAL FUNDS	\$ 5,079,624.76

The Emergency Reserve Fund balance is \$1,374,205.54 (not included above).
 The PERS Contingency Fund balance is \$983,705.48 (not included above).
 The Library Fund balance is \$747,723.30 (not included above).

 <hr style="border: 0; border-top: 1px solid black;"/> Jamie Goldstein, City Manager	3/25/22 Date
 <hr style="border: 0; border-top: 1px solid black;"/> Jim Malberg, City Treasurer	3/25/22 Date

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100187	03/25/2022			AMAZON CAPITAL SERVICES	\$1,868.76
	Invoice	Date	Description		Amount
	1LW3-DVL7-QP3Q	03/17/2022	Valve spring installation tool		\$21.79
	1PPH-639N-6PHJ	02/17/2022	Microsoft Surface laptop, Surface Slim Pen 2		\$1,746.71
	1KJJ-R7PL-TXTF	03/20/2022	HEPA filter		\$30.51
	179J-C91R-M9QN	03/22/2022	iPad keyboard case		\$69.75
			1000 - General Fund	\$52.30	
			1300 - SLESF	\$1,746.71	
			2211 - IT Fund	\$69.75	
100188	03/25/2022			AUTOMATION TEST ASSOCIATES	\$40.00
	Invoice	Date	Description		Amount
	21682	03/22/2022	March wharf meter reading		\$40.00
			1311 - Wharf Fund		
100189	03/25/2022			BAY PHOTO LAB	\$54.25
	Invoice	Date	Description		Amount
	18387093	03/17/2022	Museum digital capture		\$54.25
100190	03/25/2022			CALIFORNIA COAST UNIFORM COMPANY	\$2,163.13
	Invoice	Date	Description		Amount
	9317	03/01/2022	Uniform patches		\$779.22
	9312	03/01/2022	Shirt, pants, duty belts, embroidery		\$334.08
	9144	12/31/2021	Pants, shirt, tailoring		\$292.64
	9313	03/01/2022	Dress shirt, tailoring charges		\$129.52
	9314	03/01/2022	Shirts, tailoring		\$339.17
	9310	03/01/2022	Tailoring		\$66.00
	9309	03/01/2022	Tailoring		\$28.50
	9308	03/01/2022	Tailoring		\$40.00
	9307	03/01/2022	Tailoring		\$62.00
	9306	03/01/2022	Tailoring		\$80.00
	9305	03/01/2022	Tailoring		\$12.00
100191	03/25/2022			CIVICPLUS LLC	\$12,481.48
	Invoice	Date	Description		Amount
	223094	03/15/2022	Recreation software, training, support		\$12,481.48
100192	03/25/2022			EMERGENCY VEHICLE SPECIALISTS INC.	\$1,700.00
	Invoice	Date	Description		Amount
	13600	03/10/2022	Patrol vehicle graphics installed		\$850.00
	13601	03/10/2022	Patrol vehicle graphic install		\$850.00

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100193	03/25/2022			EQUITABLE	\$3,116.89
	Invoice	Date	Description		Amount
	1280731	02/11/2022	March LTD, STD, AD&D, life insurance		\$3,116.89
			1000 - General Fund	\$430.88	
			1001 - Payroll	\$2,686.01	
100194	03/25/2022			EWING IRRIGATION	\$21.93
	Invoice	Date	Description		Amount
	16249842	03/11/2022	Esplanade irrigation supplies		\$21.93
100195	03/25/2022			FIRST ALARM	\$250.83
	Invoice	Date	Description		Amount
	673233	03/15/2022	April - June evidence room intrusion system		\$250.83
100196	03/25/2022			FLYERS ENERGY LLC	\$2,745.65
	Invoice	Date	Description		Amount
	22-490997	03/18/2022	430 gallons gasoline		\$2,745.65
100197	03/25/2022			GARDAWORLD	\$20.87
	Invoice	Date	Description		Amount
	20519439	02/28/2022	Excess premise time		\$20.87
100198	03/25/2022			GOLDSTAR PRODUCTS INC.	\$455.40
	Invoice	Date	Description		Amount
	0076480-IN	02/22/2022	Concentrated weed spray		\$455.40
100199	03/25/2022			GUARDIAN BACKGROUND INVESTIGATIONS	\$1,230.00
	Invoice	Date	Description		Amount
	22-070	03/19/2022	Non-sworn employee background investigation		\$1,230.00
100200	03/25/2022			HINDERLITER DELLAMAS AND ASSOCIATES	\$1,200.00
	Invoice	Date	Description		Amount
	SIN015394	03/15/2022	District sales tax auditing services		\$600.00
	SIN015374	03/15/2022	District sales tax auditing services		\$600.00
100201	03/25/2022			HOME DEPOT CREDIT SERVICES	\$188.47
	Invoice	Date	Description		Amount
	3341196	03/15/2022	Sakrete, bucket, utility knife, cutoff discs, hammer, socket set		\$188.47
100202	03/25/2022			HUMBOLDT PETROLEUM LLC	\$37.50
	Invoice	Date	Description		Amount
	INV-037708	03/15/2022	March car washes		\$37.50

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100203	03/25/2022			JEANI MITCHELL	\$413.66
	Invoice	Date	Description		Amount
	JM031622	03/16/2022	Instructor payment		\$413.66
100204	03/25/2022			KATHLEEN HERLIHY	\$143.49
	Invoice	Date	Description		Amount
	KH022322	02/23/2022	Business lunch reimbursements		\$143.49
100205	03/25/2022			KATHY D'ANGELO	\$400.00
	Invoice	Date	Description		Amount
	000V-02282022	03/17/2022	Museum new exhibit footage & DVD		\$400.00
100206	03/25/2022			KBA Document Solutions LLC	\$305.69
	Invoice	Date	Description		Amount
	55Y1259131	03/16/2022	City Hall copier usage charges 2211 - IT Fund		\$305.69
100207	03/25/2022			KING'S PAINT AND PAPER INC.	\$178.87
	Invoice	Date	Description		Amount
	A0321107	03/22/2022	Wharf dock paint 1311 - Wharf Fund		\$178.87
100208	03/25/2022			LUXLAUNDER	\$720.53
	Invoice	Date	Description		Amount
	LL022822	02/28/2022	February uniform cleaning		\$720.53
100209	03/25/2022			MASTER CLEANERS	\$273.10
	Invoice	Date	Description		Amount
	MC022822	02/28/2022	February uniform cleaning		\$273.10
100210	03/25/2022			MBS BUSINESS SYSTEMS	\$823.50
	Invoice	Date	Description		Amount
	421245	03/18/2022	PD copier usage charges		\$823.50
100211	03/25/2022			MID COUNTY AUTO SUPPLY	\$3.00
	Invoice	Date	Description		Amount
	M-1649307	03/14/2022	Returned upper manifold, wear pads		(\$217.73)
	M-1647030	03/11/2022	2012 Ford F250 tensioner		\$96.57
	M-1653676	03/16/2022	Foam finish pads, rust stopper, foam cutting pad		\$108.42
	M-1649636	03/14/2022	Dexcool		\$15.74

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100212	03/25/2022			MISSION LINEN SUPPLY	\$332.31
	Invoice	Date	Description		Amount
	516104473	12/15/2021	Corp. yard uniform cleaning		\$107.31
	516261192	01/10/2022	Recreation mats, mops, towels		\$75.00
	516510035	02/21/2022	Recreation mats, mops, towels		\$75.00
	516679885	03/21/2022	Recreation towels, mops, mats		\$75.00
100213	03/25/2022			NATIONAL LEAGUE OF CITIES	\$1,202.00
	Invoice	Date	Description		Amount
	177101	11/30/2021	Member dues		\$1,202.00
100214	03/25/2022			NORTH BAY FORD	\$261.95
	Invoice	Date	Description		Amount
	284578	03/11/2022	Gaskets, crankshaft seal assembly, water pump, cylinder cover		\$261.95
100215	03/25/2022			O'REILLY AUTO PARTS	\$265.44
	Invoice	Date	Description		Amount
	2763-267525	03/09/2022	Starter, core charge		\$180.71
	2763-268599	03/14/2022	Radiator cap		\$15.61
	2763-268766	03/15/2022	Coolant hose		\$69.12
100216	03/25/2022			OUTDOOR SUPPLY HARDWARE	\$289.25
	Invoice	Date	Description		Amount
	F02500	03/14/2022	Tie downs, sockets, bulk fasteners, storage bin		\$116.63
	E96458	03/03/2022	Graffiti paint		\$66.94
	F02690	03/14/2022	Saw blades		\$58.84
	F03033	03/15/2022	Lawnmower blades, gloves		\$46.84
100217	03/25/2022			PACIFIC GAS & ELECTRIC	\$19,557.36
	Invoice	Date	Description		Amount
	PGE031622-acct9	03/16/2022	March gas & electricity		\$15,359.59
	PGE031522-acct5	03/15/2022	Pacific Cove parking lot utilities		\$1,248.26
	PGE031722-acct7	03/17/2022	Library gas & electricity		\$2,949.51
			1000 - General Fund	\$10,105.12	
			1300 - SLESF	\$124.29	
			1310 - Gas Tax	\$6,843.28	
			1311 - Wharf Fund	\$2,484.67	
100218	03/25/2022			PALACE BUSINESS SOLUTIONS	\$51.86
	Invoice	Date	Description		Amount
	639527-0	03/17/2022	Water cups		\$26.92
	639776-0	03/21/2022	Paper		\$24.94
			2210 - Stores Fund		

City Checks Issued March 25, 2022

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100219	03/25/2022			PAVEMENT ENGINEERING INC.	\$17,848.50
	Invoice	Date	Description		Amount
	2202-080	03/11/2022	Pavement management system update		\$17,848.50
			1308 - SB1	\$8,924.25	
			1309 - RTC	\$8,924.25	
100220	03/25/2022			PET PALS DISCOUNT PET SUPPLIES	\$422.87
	Invoice	Date	Description		Amount
	2615321	03/12/2022	K-9 supplies		\$422.87
100221	03/25/2022			PHOENIX GROUP INFORMATION SYSTEMS	\$6,917.48
	Invoice	Date	Description		Amount
	022022070	03/16/2022	February citation processing		\$6,917.48
100222	03/25/2022			SAN LORENZO LUMBER	\$113.80
	Invoice	Date	Description		Amount
	55-0712384	03/14/2022	Wharf deck screws		\$113.80
			1311 - Wharf Fund		
100223	03/25/2022			SANTA CRUZ COUNTY TAX COLLECTOR	\$186.24
	Invoice	Date	Description		Amount
	2057394-3	03/21/2022	Library sanitation district charges		\$186.24
100224	03/25/2022			SANTA CRUZ MUNICIPAL UTILITIES	\$172.88
	Invoice	Date	Description		Amount
	SCMU022822	02/28/2022	February water service for medians		\$172.88
100225	03/25/2022			SANTA CRUZ REGIONAL 911	\$106,813.85
	Invoice	Date	Description		Amount
	SCR031522-2	03/15/2022	Second half capital/debt service payment		\$31,680.50
	SCR031522	03/15/2022	Fourth quarter operating contribution		\$75,133.35
100226	03/25/2022			SERVPRO OF SANTA CRUZ	\$261.63
	Invoice	Date	Description		Amount
	1679	03/09/2022	Biohazard vehicle cleaning #162		\$261.63
100227	03/25/2022			SOQUEL CREEK WATER DISTRICT	\$1,815.00
	Invoice	Date	Description		Amount
	06-14476-0030722	03/07/2022	430 Kennedy Drive water service		\$121.60
	08-15299-0031122	03/11/2022	Monterey Ave. water		\$155.17
	08-15562-0031122	03/11/2022	Cliff and Fairview water service		\$48.01
	09-15964-0031122	03/11/2022	Monterey Ave. Esplanade water		\$1,490.22

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100228	03/25/2022			STAPLES ADVANTAGE	\$128.46
	Invoice	Date	Description		Amount
	8065536790	03/12/2022	Office supplies		\$72.02
	8065460179	03/05/2022	Forks & spoons		\$56.44
100229	03/25/2022			STATE STEEL COMPANY	\$297.17
	Invoice	Date	Description		Amount
	127382	03/15/2022	Loader steel		\$297.17
100230	03/25/2022			SUPERIOR PRESS	\$43.02
	Invoice	Date	Description		Amount
	4494130	03/22/2022	Bank deposit slip book		\$43.02
100231	03/25/2022			THE HOME DEPOT PRO	\$2,033.00
	Invoice	Date	Description		Amount
	673033130	03/09/2022	Public restroom supplies		\$38.55
	674005764	03/14/2022	Nitrile gloves		\$176.47
	674264767	03/15/2022	Public restroom supplies		\$1,526.34
	674616289	03/17/2022	Public restroom supplies		\$256.52
	674795414	03/17/2022	Public restroom supplies		\$35.12
100232	03/25/2022			UNITED STATES POSTAL SERVICE	\$265.00
	Invoice	Date	Description		Amount
	USPS032022	03/20/2022	Permit #7013 fee 2210 - Stores Fund		\$265.00
100233	03/25/2022			UPS	\$14.15
	Invoice	Date	Description		Amount
	0000954791122	03/19/2022	PD shipping, missing PLD fee		\$14.15
100234	03/25/2022			VITAL RECORDS HOLDING LLC	\$274.60
	Invoice	Date	Description		Amount
	2535129	02/28/2022	February record storage		\$274.60
100235	03/25/2022			WATSONVILLE BLUEPRINT	\$24.80
	Invoice	Date	Description		Amount
	104900	03/17/2022	Sidewalk map		\$24.80
100236	03/25/2022			WESTERN EXTERMINATOR COMPANY	\$139.60
	Invoice	Date	Description		Amount
	14681148	03/01/2022	March City Hall rodent control		\$69.80
	14681149	03/01/2022	March turnouts rodent control		\$69.80

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
100237	03/25/2022			Carol Lemon	\$70.00
	Invoice	Date	Description		Amount
	2005577.002	03/14/2022	Balance refund		\$70.00
100238	03/25/2022			Donna Starr	\$30.00
	Invoice	Date	Description		Amount
	DS032122	03/22/2022	Sound permit refund (event canceled)		\$30.00
100239	03/25/2022			Dosya Conley	\$96.00
	Invoice	Date	Description		Amount
	500125816	03/17/2022	Citation refund		\$96.00
100240	03/25/2022			Gail Huff	\$37.00
	Invoice	Date	Description		Amount
	GH031822	03/18/2022	Class refund		\$37.00
100241	03/25/2022			Hanna Schultz	\$141.00
	Invoice	Date	Description		Amount
	2005578.002	03/18/2022	Water color class refund		\$141.00
100242	03/25/2022			Jennifer Anderson	\$476.00
	Invoice	Date	Description		Amount
	500124843	02/24/2022	Citation refund		\$476.00
100243	03/25/2022			Naveen Nimmu	\$96.00
	Invoice	Date	Description		Amount
	700123835	03/17/2022	Citation refund		\$96.00
100244	03/25/2022			Sharyn Sears	\$69.00
	Invoice	Date	Description		Amount
	2005579.002	03/21/2022	Balance refund		\$69.00
100245	03/25/2022			Steve Goud	\$102.00
	Invoice	Date	Description		Amount
	2005576.002	03/14/2022	Facility rental deposit refund		\$102.00
100246	03/25/2022			ATKORE INTERNATIONAL INC.	\$24,497.36
	Invoice	Date	Description		Amount
	74536	03/24/2022	Security bollards (25)		\$24,497.36
Check Totals:					\$216,183.58

City Checks Issued March 25, 2022

Item 8 B.

Check Number	Invoice Number	Invoice Date	Description	Payee Name	Transaction Amount
EFT					
1298	03/25/2022			WEX HEALTH INC.	\$135.00
	Invoice	Date	Description		Amount
	0001485108-IN	02/28/2022	February COBRA and FSA admin.		\$135.00

EFT Totals: \$135.00

Main City Totals	Count	Total
Checks	60	\$216,183.58
EFTs	1	\$135.00
All	61	\$216,318.58

Payroll Totals	Count	Total
Checks	0	\$0.00
EFTs	91	\$166,737.99
All	91	\$166,737.99

Grand Totals:	Count	Total
Checks	60	\$216,183.58
EFTs	92	\$166,872.99
All	152	\$383,056.57

Capitola City Council

Agenda Report

Meeting: April 14, 2022

From: City Manager Department

Subject: 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.

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.

As of April 8, 2022, more than 6.1 million people worldwide have died of COVID-19. This is likely an undercount of all those that have died from the virus. There have been 496 million cases reported worldwide. At least 5.2 million children have lost a parent or caretaker due to the virus.

Since the beginning of the pandemic in the United States more than 981,112 people have died from the virus and more than 80 million COVID-19 cases have been reported. According to November 2021 reports, one in 500 children in the U.S. has lost a parent or caregiver to COVID.

Discussion: Since the beginning of the pandemic in California, 89,240 deaths due to COVID-19 have been reported; there is currently a daily average of 57 deaths a day, down from 95 two-weeks ago. According to data from April 4, 2022, the average new COVID-19 case count per 100k was 5.2 (down from 6.5 on March 8). In California, at least 1 in 4 residents have been infected with COVID-19.

Omicron BA.2 & Surge in Cases

The Omicron variant of SARS-CoV-2 (COVID) is comprised of several lineages and sub-lineages. The three most common lineages of Omicron currently are BA.1, BA.1.1, and BA.2. The Omicron variant spreads more easily than the earlier variants of the virus, including the Delta variant. It is Omicron BA.2 that seems to be causing a steady rise in cases once again, first seen in the U.K. and now reflected in the U.S. primarily on the east coast in more than a dozen states.

According to reports from NBC News on April 6, the BA.2 subvariant is now 72 percent of new COVID cases in the United States.

According to a New York Times April 7 report, where cases are rising, like in New York City where the positivity rate is above 6 percent in some neighborhoods, Omicron BA.2 “has yet to produce a rise in hospitalizations, and deaths remain low.”

On April 8, the New York Times reported that cases are spiking in New York City and Washington, DC, where cases have doubled and risen to 60 percent (respectively) in recent weeks. The report states that “Across the United States, caseloads have stopped falling, and have started to rise in states including Alaska, Vermont, Colorado, Rhode Island and New York. Experts have been warning that another surge was coming since the recent surge in Europe, where past virus waves have been a harbinger of what was to come in the United States”.

Boosters

On March 29, 2022, the Center for Disease Control (CDC) announced a recommendation that certain individuals (outlined below) receive an additional mRNA booster (a Moderna or Pfizer shot). Those recommended for an additional booster are:

- 1) Immunocompromised individuals
- 2) People over the age of 50 who received an initial booster dose at least 4 months ago
- 3) Adults who received a primary vaccine and booster dose of Johnson & Johnson’s Janssen COVID-19 vaccine at least 4 months ago

Masks

The California Department of Public Health updated its guidance on facial coverings in February.

Everyone is required to wear masks in:

- Public transit and in stations, terminals, and airports
- Healthcare settings
- Emergency shelters and cooling and heating centers
- State and local correctional facilities and detention centers
- Homeless shelters
- Long-term care settings and adult and senior care facilities

Masks are strongly recommended for everyone in:

- Indoor public settings (now including K-12 schools and daycare, since March 12)
- Retail
- Restaurants
- Theaters
- Family entertainment centers
- Meetings
- State and local government offices that serve the public

The U.S. Government is giving out free N95 masks to those that need them. Each person is eligible for three masks, and masks will be available at community health centers, pharmacies, and other stores. Locally, Walgreens and CVS are currently distribution points.

At-home tests are now more readily available at many drug stores. Four free rapid antigen at-home tests are also available for all residents, provided by the federal government. Shipments are limited per household, and you can sign up for your free delivery through the United States Postal Service with this link: <https://special.usps.com/testkits>. Tests are generally delivered within a week-and-a-half of ordering.

Local Case Numbers and Statistics in Santa Cruz County

On March 3, the total known case count was at 46,601 with 1,433 active cases. Now according to data from April 6, in Santa Cruz County the total known case count is 47,914 with 431 active

cases, and an average case count per 100k of 9.1, a slight rise from 7.3 which reported earlier this week (two weeks ago the average case count per 100k was 13.8).

In our County the total death count due to COVID-19 is 259.

City Hall Operations

City Hall has been open to the public since June 2020 in one configuration or another, dependent upon applicable health guidance and local COVID-19 case levels. Staff has returned to the COVID-default setup, with the lobby open to one member of the public at a time.

Virtual/Teleconferencing Meetings & In-Person Meetings

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.

After feedback provided by Council during the March 24, 2022, meeting, staff is in the process of acquiring, installing, and testing the necessary equipment to allow for “hybrid” Council meetings (with both virtual and in-person attendance). Depending on changes in the pandemic, Council and staff will discuss conducting meetings in this manner beginning in summer. When Council does return for hybrid meetings, the public will be notified in advance that in-person attendance is welcome with information on the published meeting agenda as well as on the City website.

Fiscal Impact: Fiscal impacts are continually reviewed by Staff as business restrictions and consumer behaviors change in our community. In addition, the City Council has set aside \$600,000 to help ensure the City has available resources should the pandemic result in further unforeseen impacts, which remains in the approved FY 2021/22 Budget.

Attachments:

- 1. Proposed Teleconferencing resolution

Report Prepared By: Chloé Woodmansee, City Clerk

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, and March 24, 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 14th day of April 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Sam Storey, Mayor

ATTEST: _____
Chloé Woodmansee, City Clerk

Capitola City Council

Agenda Report

Meeting: April 14, 2022
From: City Manager Department
Subject: Report on Community Grant Program Review



Recommended Action: Receive report and provide direction.

Background: The City of Capitola, with the Community Grant Program (CGP), awarded more than \$150,000 to 24 different agencies in Fiscal Year 2021-22. In addition, the City has received a Community Development Block Grant of over \$450,000 that will be used to support agencies that provide food assistance and low income transportation over the next three years.

In 2019, the City issued a Request for Proposals (RFP) to review and recommend process improvements to the City's Community Grant Program. Optimal Solutions Consulting (OSC) was awarded the contract and reported back to the City Council on February 13, 2020. The City Council adopted the plan with the goal of making incremental changes to the program.

Unfortunately, due to the rise of COVID-19 in March 2020 and uncertainty of the pandemic's fiscal impacts, City Council did not initially fund the Community Grant Program in Fiscal Year 2020-21. During that mid-year budget review, Council funded the CGP at lower level than in the past. In the Fiscal Year 2021-22 budget, City Council included funding for OSC to move forward with Phase 2 of the Community Grant Program review.

Discussion: As part of the Community Grants Program review, OSC created a Capitola Community Profile and interviewed stakeholders, including Council Members.

The attached Capitola Community Profile was created in response to the desire to have Capitola-specific data to use when making decisions and assessing the needs of the community when considering grant awards.

OSC used the questions in Attachment 2 to better understand how Council Members would like the program to move forward. In addition to the City Council interviews, OSC spoke with community-based organizations to better understand how the program works for them.

OSC developed recommendations for the City Council to consider, including:

- Identify 3-4 priority areas: informed by data about overall needs and specific populations, aligned with City goals and commitments, organized by CORE Conditions for Health & Well-being
- Allocate an equal percentage of CGP funds across selected priority areas unless/until a more thorough community-centered prioritization process is conducted
- Consider multi-year grants that align with other local funding cycles to increase stability, enhance leveraging potential, and reduce workload for grantees and staff
- Consider using GuideStar profiles and Candid's Seals of Transparency as the program application, supplemented with some additional, Capitola-specific information

- Establish 2-3 types of Community Grants, with varying award amounts and expectations that are proportionate to the amount of funding requested

Staff requests feedback and guidance from Council regarding the recommendations and the future of the Community Grant Program. Regardless of the recommendations Council chooses to address, current staffing at the City does not have expertise in administering and assessing complete grant programs.

Fiscal Impact: To be determined.

Attachments:

1. Capitola Community Profile
2. Questions for City Council Members

Report Prepared By: Larry Laurent, Assistant to the City Manager

Reviewed By: Chloé Woodmansee, City Clerk

Approved By: Jamie Goldstein, City Manager

City of Capitola Community Profile

A Snapshot of Community Health & Well-being

Prepared for Capitola's Community Grants
Program Review, Phase 2
March 2022

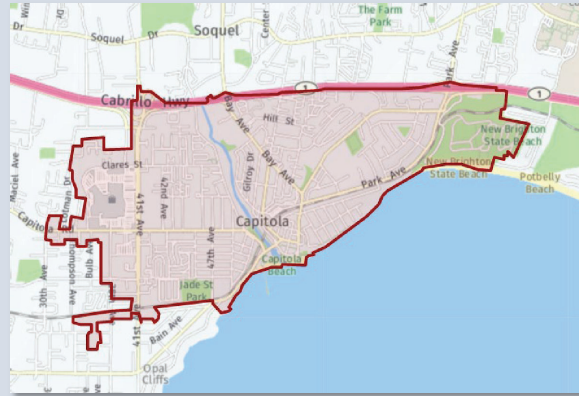
Nicole Young, Optimal Solutions Consulting
Nicole Lezin, Cole Communications

Who Lives in Capitola?

Age³

Nearly one in five residents of Capitola is a child or youth under the age of 18, and one in four residents is an older adult, age 65 or older.

Capitola has the highest percentage of older adults in the county – two times higher than the City of Santa Cruz (12%) and the City of Watsonville (10%).



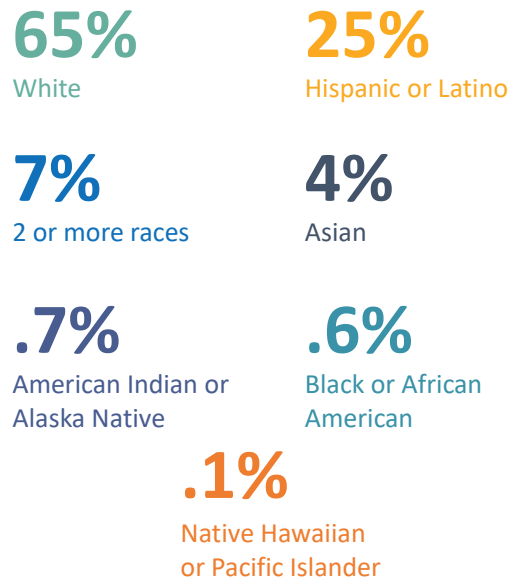
	Under 5 years	5-17 years	18-24 years	25-64 years	65+ years
Capitola	5%	13%	8%	50%	24%
County of Santa Cruz	5%	14%	15%	50%	16%
Santa Cruz (City)	3%	10%	31%	44%	12%
Scotts Valley	5%	15%	12%	51%	17%
Watsonville	10%	21%	11%	48%	10%

Population Size¹

City/County	Population
Capitola	9,938
Scotts Valley	12,224
Watsonville	52,590
Santa Cruz (City)	62,956
County of Santa Cruz	270,861

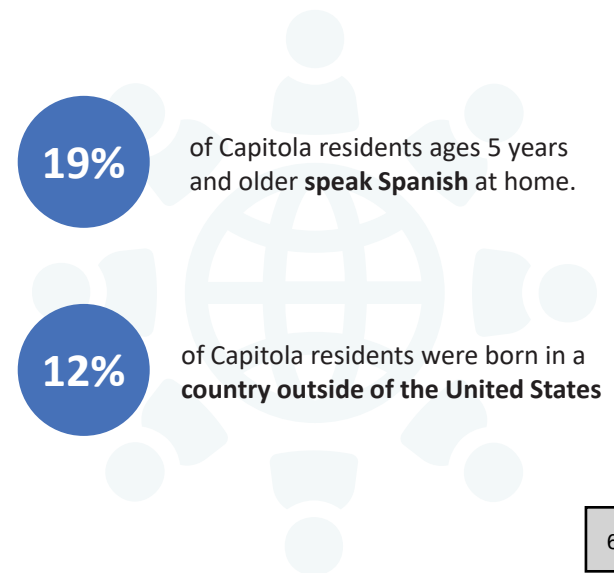
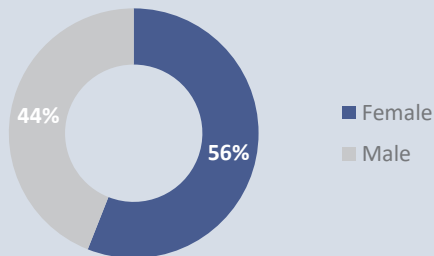
Race, Ethnicity & Language⁴

Capitola's population is primarily White, but there is growing diversity among city residents.



Gender²

More city residents identify as female than male



A Framework for Understanding Community Health & Well-being in the City of Capitola



The Collective of Results and Evidence-based (CORE) Investments is a **funding model** and a **movement** to achieve **equitable health and well-being** in Santa Cruz County, using a **results-based, collective impact approach that is responsive** to community needs.

Several local funders, service providers, collaboratives, and initiatives are aligning their efforts in support of the CORE vision of an **equitable, thriving, resilient community** where everyone **shares responsibility** for ensuring the **health and well-being** of all people, at **every stage of life**.

These partners recognize that fulfilling the CORE vision requires investing in **programs, practices, policies, and transformational systems changes** that create **equitable opportunities** to experience eight vital, interconnected **CORE Conditions for Health & Well-being** across the life span, throughout the community.

The data in the remainder of this Community Profile offer a “snapshot” of aspects of health and well-being in the City of Capitola that could potentially be influenced or impacted by the City’s Community Grants Program, as well as other City resources.

The data are organized by the CORE Conditions and represent a subset of community-level indicators of health and well-being. The data included in this Profile either highlight **community strengths and positive trends** to build on, **community challenges and concerning trends** to explore and address, and/or **differences in opportunities or well-being** that appear to be related to race, ethnicity, age, income, or other “dimensions of equity.”

Data were included in this Community Profile if they were available for Capitola based on Census Place, Zip Code, or Census Tract (i.e., not all community-level data are available by geographic area of the county). Data sources are provided on the last page of this Profile.

A complete set of Community Impact statements and Community Indicators for each CORE Condition can be found in the [CORE Results Menu](#), one of several CORE tools embedded in the web-based [DataShare Santa Cruz County](#) platform.

CORE Conditions for Health & Well-being





CORE Condition: Health & Wellness

All community members experience optimal physical, mental, social-emotional, behavioral, and spiritual health across the life span



Many babies in Capitola are getting a **strong start in life**.

Babies in Capitola are born with an average of **10.1** out of 12 **“family assets”** that promote resilience, such as a healthy birthweight, timely prenatal care, parental education level, and parents’ ability to afford and access health care.⁶

This is higher than the statewide and countywide Strong Start score of 9.4.

17% of Capitola residents have **some type of disability**. This is the highest percentage in the county and higher than the statewide rate (11%).⁷



40% of **older adults (ages 65+)** in Capitola **have a disability**. This is higher than the state (35%) and county (29%) rates.⁸

89% of people in the 95010 zip code are **fully vaccinated against COVID-19**. This is the 3rd highest rate among all zip codes in the county, exceeded only by 95041 (Mt. Hermon) and 95007 (Brookdale), both at 100%.⁹



Prior to COVID, **one out of five adults** in Capitola reported having ever been diagnosed with **depression...**



...and **one out of three 7th graders** at New Brighton Middle School (who completed the CA Healthy Kids Survey) reported having depression-related feelings.¹⁰



CORE Condition: Lifelong Learning & Education

High-quality education and learning opportunities from birth to end of life

There is not enough child care available in the 95010 zip code, particularly for **infants and toddlers** in families who are **eligible for subsidized care**.¹¹

93%

Unmet need for **infant & toddler care** (0-35 months) in 2018

42%

Unmet need for **preschool** (3-5 years old) in 2018

The cost of child care varies based on the age of the child and whether it’s in a Center or Family Child Care Home (FCCH). In many cases, **the average annual cost is more than the annual tuition at Cal State Universities (CSUs) and UCs**.^{12, 13, 14}

Infant/Toddler - Center	\$17,160
UCs	\$13,104
PreK - Center	\$12,045
I/T - FCCH	\$10,809
PreK - FCCH	\$10,090
CSUs	\$5,742



92% of Capitola residents age 25+ years have a **High School degree** or higher. This is higher than the statewide and countywide percentages.¹⁵



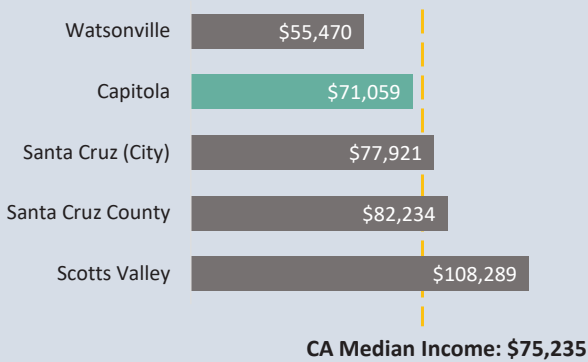
34% of Capitola residents age 25+ years have a **Bachelor’s degree** or higher. This is the 2nd lowest percentage in the county.¹⁶



CORE Condition: Economic Security and Social Mobility

Stable employment, livable wages, food security, ability to afford basic needs, wealth accumulation, and prosperity

The **median household income** in Capitola is lower than the statewide and countywide median income.¹⁷



The **unemployment rate** in Capitola is returning to pre-pandemic levels.

The December 2021 rate of **1.2%** is down from a high of 4.1 in April 2020 and is the lowest rate in the county.¹⁸

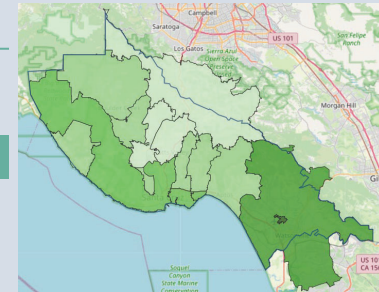


Of the four cities, Capitola has the **highest percentage of children living in families with low incomes in the county.**

28% of children and youth under age 18 in Capitola live in families with incomes below the Federal Poverty Level. Watsonville has the next highest rate (21.3%).¹⁹

There is a moderate level of **food insecurity** in the **95010 zip code** compared to other zip codes in the county, according to the Food Insecurity Index (FSI).²⁰

Zip Code	FSI
95019 (Freedom)	78.0
95076 (Watsonville)	42.8
95010 (Capitola)	18.7
95060 (Santa Cruz)	15.7
95064 (Santa Cruz)	4.3
95066 (Scotts Valley)	2.8



CORE Condition: Thriving Families

Safe, nurturing relationships and environments that promote optimal health and well-being of all family members across generations

21% of households in Capitola have single parents.²¹



While being a single parent does not automatically increase the risk for hardship in a family, it can be stressful for single parents to juggle the responsibilities of raising children, earning a living, and running a household, unless there's a strong support network in place.



33% of older adults in Capitola live alone.²²

While some older adults may enjoy living alone, others might experience loneliness and increased risk for falls or other health issues that may go undetected.

56

AARP **Livability Index** for Capitola, out of a possible score of 100, based on factors such as:²³

- | | | |
|---|--|---|
| + Access to grocery stores, farmers' markets within 1/2 mile | - Access to libraries within 1/2 mile | ! Near-roadway pollution |
| + Access to parks within 1/2 mile | - Cultural, arts, and entertainment institutions per 10k people | ! Housing cost burden |
| + Estimated walk trips per household per day | - Age-group diversity compared to the national population | ! Social involvement index (city) |
| + Top third of neighborhoods across the country | - Middle third of neighborhoods | ! Bottom third of neighborhoods |



CORE Condition: Community Connectedness

A sense of belonging, diverse and inclusive neighborhoods and institutions, vibrant arts and cultural life, and civic engagement

33% of 7th graders at New Brighton Middle School* reported **high levels of school supports**, an indicator of Community Connectedness among youth—e.g., they have **caring relationships** with adults at school, have **high expectations from adults** at school, and have **opportunities for meaningful participation** at school.²⁴

(2017-19)

This was the **second highest percentage** among all school districts, but the percentage has **decreased in recent years**.

Students who identified as Hispanic/Latino; Multiracial; Gay, Lesbian, or Bisexual; or Not sure of their sexual orientation were **less likely to report having high levels of school supports**, compared to students who identified as White or Straight.

* These data are not exclusive to Capitola, as not all students who attend New Brighton live in Capitola, and some Capitola youth may attend other schools

High Levels of School Supports	2017-19	2015-17	2013-15
All 7 th graders	33%	43%	39%
Hispanic/Latino	30%	37%	32%
Multiracial	24%	43%	21%
Gay/Lesbian/Bisexual	18%	Data suppressed (fewer than 10 respondents)	
Not Sure (sexual orientation)	25%		
White	40%	47%	49%
Straight	33%	42%	39%

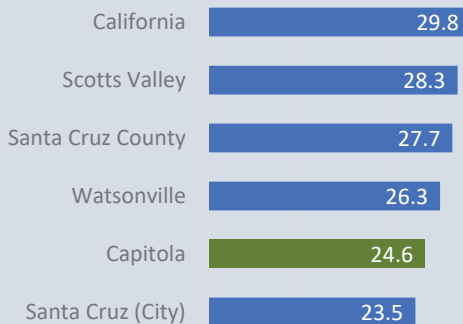


72% of Capitola residents are **registered to vote**. This is higher than the countywide average of 63%.²⁵



CORE Condition: Healthy Environments

Clean, safe, sustainable natural environment and a built environment and infrastructure that support health and well-being



The average **commute times to work** (in minutes) for Capitola residents are lower, compared to most other areas of the county and the statewide average.²⁶



On average, Capitola is ranked as **Very Walkable** by Walk Score, meaning most errands can be accomplished on foot.²⁷

85

While the Walk Score can vary by specific neighborhood in the city, Capitola's Walk Score is the **highest of all jurisdictions**.

51

Scotts Valley

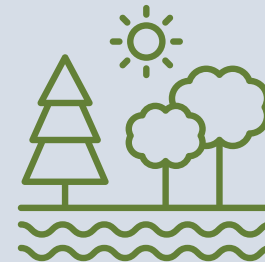
63

Santa Cruz (city)

69

Watsonville

100% of Capitola residents live within a half-mile of a park, considerably higher than the countywide percentage (86%).²⁸



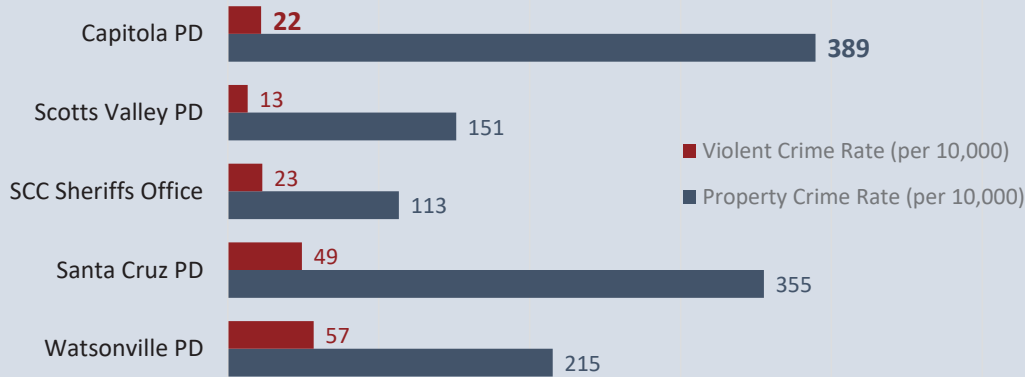
Parks contribute to health and well-being by providing opportunities to exercise, gather outdoors, or enjoy nature.



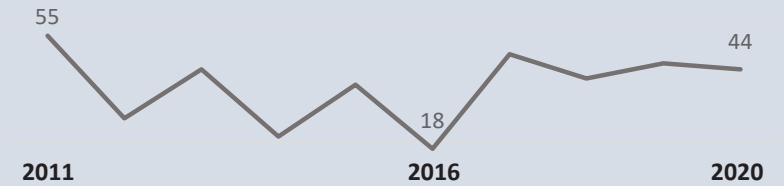
CORE Condition: Safe & Just Community

Fair, humane approaches to ensuring personal, public, and workplace safety that foster trust, respect, and dignity

In 2020, Capitola had one of the **lowest rates of violent crimes** (homicide, rape, robbery, aggravated assault) in the county BUT had the **highest property crime rate**.²⁹



In 2020, **44 domestic violence-related calls for assistance** were received in Capitola, of which 32 involved using hands or feet as weapons and 5 involved knives or other dangerous weapons. Three involved strangulation or suffocation.³⁰



The total number of calls was 20% lower than in 2011, but 144% higher than in 2016.

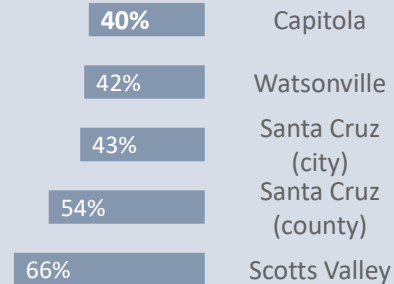


CORE Condition: Stable, Affordable Housing & Shelter

An adequate supply of housing and shelter that is safe, healthy, affordable, and accessible

Capitola's **home ownership rate** of 40.2% is the lowest in Santa Cruz County and its 14% **vacancy rate** is the highest.³¹

Homeownership

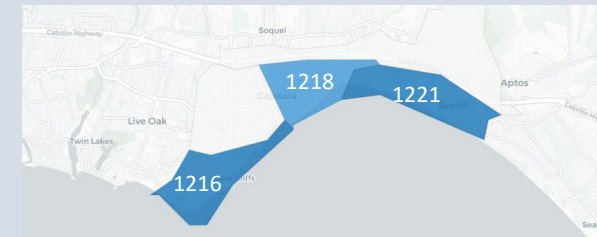


Vacancy Rate



Capitola's number of **Persons per Household** (2.08) is the lowest in the county – and among the lowest in the state.³¹

A measure of housing burden is paying more than 30% of income in rent. Capitola's rate of **housing burden among renters** is the lowest in the County—52% of renters pay more than 30% of income in rent (compared to 62.6% of renters in the City of Santa Cruz and 67% in Watsonville).³²



There were approximately **465 Extremely Low-income Renters** (ELI) in Census Tracts 1216, 1218, and 1221 as of May 2021, according to the Urban Institute's Rental Assistance Priority Index. The Index is based on indicators of housing instability, COVID-19 impact, and equity.³³

- ¹ Population Size. QuickFacts. United States Census Bureau. July 2021. <https://www.census.gov/quickfacts>.
- ² Ibid
- ³ Age. American Community Survey. 2015-19. Retrieved from Census Reporter. <https://censusreporter.org/profiles/16000US0611040-capitola-ca/>.
- ⁴ Race & Ethnicity. QuickFacts. United States Census Bureau. July 2021. <https://www.census.gov/quickfacts/capitolacitycalifornia>.
- ⁵ Language & Nativity. American Community Survey. 2015-19. Retrieved from Census Reporter. <https://censusreporter.org/profiles/16000US0611040-capitola-ca/>.
- ⁶ California Strong Start Index, 2019. <https://strongstartindex.org/>.
- ⁷ Adults with Disability. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=82&localeId=281>.
- ⁸ Adults 65+ with a Disability. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=4307&localeId=281>.
- ⁹ Persons Fully Vaccinated Against COVID-19. Centers for Disease Control and Prevention. Jan 14, 2022. Retrieved February 28, 2022 from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=11663&localeId=281>.
- ¹⁰ Adults Ever Diagnosed with Depression. CDC-PLACES, 2019. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=2867&localeId=281>. Depression-related Feelings, by Grade Level. WestEd, California Healthy Kids Survey (CHKS) and Biennial State CHKS. California Dept. of Education (Aug. 2020). Retrieved from Kidsdata.org. <https://www.kidsdata.org/topic/662/depressive-feelings-grade/table#fmt=943&loc=2,370,1311,1314,1315,1317,1318,1319,1320&tf=134&ch=69,305,306,431,1177,1176&sortColumnId=0&sortType=asc>
- ¹¹ Unmet Need for Subsidized Care. Early Learning Needs Assessment Tool. American Institutes for Research. 2018. <https://www.elneedsassessment.org/NeedsAssessment.aspx>.
- ¹² Average Annual Cost of Child Care for Infants and Preschoolers in Family Child Care Homes and Child Care Centers. California Child Care Resource & Referral Network. 2018. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/>
- ¹³ CSU 2021-22 Tuition. The California State University. <https://www.calstate.edu/attend/paying-for-college/tuition-by-year>.
- ¹⁴ UC Tuition & Cost of Attendance. University of California Admissions. <https://admission.universityofcalifornia.edu/tuition-financial-aid/tuition-cost-of-attendance/>.
- ¹⁵ People 25+ with a High School Degree or Higher. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=341&localeId=281>.
- ¹⁶ People 25+ Years with a Bachelor's Degree or Higher. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=340&localeId=281>.
- ¹⁷ Median Household Income. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=315&localeId=281>.
- ¹⁸ Monthly Labor Force Data for Cities and Census Designated Places (CDP). California Employment Development Department, Labor Market Division. Retrieved February 1, 2022. <http://www.labormarketinfo.edd.ca.gov>
- ¹⁹ Children Living Below Poverty Level. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=189&localeTypeld=39&periodId=4523>.
- ²⁰ 2021 Food Insecurity Index. Conduent Health Communities Institute. 2021. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/index.php?module=indicators&controller=index&action=foodinsecurity>.
- ²¹ Single-Parent Households. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=411&localeTypeld=39&periodId=4523&comparisonId=6635>.
- ²² People 65+ Living Alone. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=342&localeId=281>.
- ²³ AARP Livability Index. Updated June 2018. <https://livabilityindex.aarp.org/search#Capitola+CA+USA>.
- ²⁴ Student Supports (Student Reported), by District, by Race/Ethnicity, and by Sexual Orientation. WestEd, California Healthy Kids Survey (CHKS) and Biennial State CHKS. California Dept. of Education (Aug. 2020). Retrieved from Kidsdata.org. <https://www.kidsdata.org/topic/645/school-supports-grade/table#fmt=913&loc=2,370,1311,1314,1315,1317,1318,1319,1320&tf=134&ch=69,305,306,431,777,778,779&sortColumnId=0&sortType=asc>
- ²⁵ Voter Registration Totals by District and Party. October 27, 2020 Report of Registration to Secretary of State. Retrieved from County of Santa Cruz Elections Department <https://www.votescount.us/Home/VoterRegistrationTotalsandInformation/WeeklyTotals.aspx>. Population Size. QuickFacts. United States Census Bureau. July 2021. <https://www.census.gov/quickfacts>.
- ²⁶ Mean Travel Time to Work. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=314&localeId=281>.
- ²⁷ Walk Score. Retrieved February 1, 2022 from <https://www.walkscore.com/>.
- ²⁸ Residents Who Live Further Than a Half-mile From a Park. Park Access Tool. California Department of Parks and Recreation. 2002. Retrieved from <https://www.parksforcalifornia.org/parkaccess/?overlays1=parks%2Cnoparkaccess&overlays2=parks%2Cparksper1000>.
- ²⁹ Crime Rates per 10,000 people. California Department of Justice Open Justice. Retrieved February 1, 2022 from <https://openjustice.doj.ca.gov/exploration/crime-statistics/crimes-clearances>. Population Size. QuickFacts. United States Census Bureau. July 2021. <https://www.census.gov/quickfacts/>.
- ³⁰ Domestic Violence-related Calls for Assistance. California Department of Justice Open Justice. Retrieved February 1, 2022 from <https://openjustice.doj.ca.gov/exploration/crime-statistics/domestic-violence-related-calls-assistance>.
- ³¹ Homeownership. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=272&localeId=281>. Housing Vacancy Rates & Persons Per Household. State of California, Department of Finance, E-5 Population and Housing Estimates for Cities, Counties and the State — January 1, 2011-2021. Sacramento, California, May 2021. <https://www.dof.ca.gov/forecasting/demographics/estimates/e-5/>
- ³² Renters Spending 30% or More of Household Income on Rent. American Community Survey, 2015-19. Retrieved from DataShare Santa Cruz County. <https://www.datasharescc.org/indicators/index/view?indicatorId=393&localeId=281>.
- ³³ Emergency Rental Assistance Priority Index. Urban Institute, May 2021. Retrieved from <https://www.urban.org/features/where-prioritize-emergency-rental-assistance-keep-renters-their-homes>.

Interview Questions for Capitola City Councilmembers 2022 Community Grants Program (CGP) Review

Capitola Community Profile

1. Were there any **surprises or “a-ha’s”** (or questions) as you reviewed this?
2. Are there indicators or pieces of data that should be added to this profile in order to **tell a more complete story** about community strengths and challenges related to community health and well-being in Capitola?
3. What are the **2-3 key take-aways** from this Community Profile that you would want more people (Councilmembers, staff, community members) to be aware of?

Community Grants Program (CGP)

4. How do you see CGP funding **contributing to health and well-being** in Capitola?
5. What’s **reasonable to achieve** with this funding? What **impact** could it have on community-level health and well-being in Capitola, given the amount of funding available?
6. What would an **ideal version** of the CGP funding process look like for you?
7. What would you like this Council’s **legacy** to be in terms of CGP?

Questions/prompts from prior interviews ...

1. What are you hoping will be accomplished by conducting this review of the City's Community Grants Program?

If needed, ask follow-up questions, such as:

- *Is there anything you'd like to understand about the current portfolio of community grants and/or about organizations that could have applied but didn't?*
- *Do you have concerns about the current process, including the application process (i.e. who has the opportunity to apply), how grants are selected/awarded, the reporting process, etc?*
- *Do you have suggestions or hopes about how it will be improved?*

2. What do you think is reasonable to achieve with the City's Community Grant funding?

If needed, ask follow-up questions, such as:

- *Are there other ways to achieve these goals, besides awarding community grants? (e.g. are some services that are being funded through community grants actually considered essential City services that could be funded via the City's budget?)*
- *What information would you look to that would tell you whether the City's community grants program has achieved these goals or met your expectations?*

3. Looking ahead, what is your ideal version of Capitola's Community Grant program?

If needed, ask follow-up questions, such as:

- *If "getting to results" meant awarding fewer but larger grants, is that a direction you would support? Why or why not?*
- *If modifications to the Community Grant program resulted in reducing or eliminating grants to some of the current grantees, is that a direction you would be willing to support? Why or why not?*
- *Do you have any concerns about making changes to the historical community grants process?*
- *What concerns or "push-back" do you anticipate the community (general public) or nonprofit agencies might have about changing the grants process? How would you hope the concerns/resistance are handled by Councilmembers and City staff?*
- *How interested are you in exploring the possibility of aligning with what other jurisdictions are doing to support local nonprofits (e.g. City of Watsonville Community Programs, County/City of SC CORE contracts, etc)?*

Capitola City Council

Agenda Report



Meeting: April 14, 2022
From: City Manager Department
Subject: Consider a Community Survey Contract

Recommended Action: Authorize the City Manager to enter a contract with Gene Bregman and Associates in an amount not to exceed \$17,000 for a community survey to help gauge public interest on potential ballot measures for the November election and approve the proposed resolution amending the FY 2021/22 Budget.

Background: In 2020, prior to the last General Election, the City conducted a survey of residents to gauge community interest regarding several potential ballot measures. Based on those survey results, and the pandemic situation during summer 2020, the City Council elected not to put any measures on the ballot.

During the City's goal setting session for the upcoming fiscal year, City Council identified a goal to consider potential ballot measures for the November 2022 General Election. In general, staff recommends the City seek community feedback prior to placing measures on the ballot. Community polling helps the City Council understand, in a statistically relevant way, what issues resonate with voters and provides feedback about likely voting outcomes.

The City has used Gene Bregman and Associates in previous election years to gauge potential voter support for ballot measures.

Discussion: The proposed contract with Gene Bregman and Associates includes a phone survey of 175 to 200 likely voters in Capitola. The proposed contract includes enough time per phone interview to obtain community feedback on approximately two separate topics and include a few baseline questions regarding City performance, particularly public outreach.

Staff recommends the City conduct a community survey prior to placing items on the ballot, particularly if the City is contemplating multiple ballot items.

Potential Polling Items

Second Home Tax: A second home tax would create an annual tax on people who own a home that is generally unoccupied. In California, this concept was first put in place in the City of Oakland in 2018. The Oakland second home tax is a \$3,000-\$6,000 annual assessment on homes that are occupied for less than 50 days per year. The purpose behind second home taxes is generally to discourage vacant properties and preserve existing housing stock for people to utilize as a primary residence. The City of San Francisco and community members in Santa Cruz are reportedly considering such a tax.

According to the US Census Bureau, approximately 410 units in Capitola are classified as "seasonal, recreation or occasional use." An additional 104 are classified as "other vacant," a portion of which may be subject to a second home tax¹.

Clearly the biggest challenge behind a second home tax would be enforcement. Staff has reached

¹ The Oakland second home tax exempts units that are in active construction and during the settlement of an estate, both of which are included in the Census "other vacant" category.

out to other jurisdictions who are considering such a tax to research enforcement models. In addition, staff has been in contact with local utilities to learn what data might be available to help ensure equitable enforcement. Should Council wish to poll a second home tax, staff would continue to research enforcement options, which could be presented alongside polling results.

The City of Capitola has never polled voter opinions regarding a potential second home tax.

Temporary Sales Tax: The City of Capitola currently has two local 0.25% “district” sale tax measures. Measures O, which is permanent, and Measure F, which expires in 2027. Both district taxes are general taxes, in that the revenues are allocated to the City’s General Fund. However, Measure F was passed with the intention of using the funds to support renovations to the wharf and City’s beach-front infrastructure and public safety. The actual language from the ballot states the tax will be used to pay for, “general City programs and services, including public safety, wharf, beaches, parks, and street and sidewalk improvements.”

Each 0.25% district tax generates about \$1 million per year. Capitola’s total sales tax rate is 9%, of which the City receives 1.5% (1% Bradley Burns plus Measures O/F). Because the district taxes have generally not kept up with inflation, staff suggests that a potential new district tax should be utilized for a focused purpose over a limited timeframe. For example, the City could consider a new 0.5% district tax for five-seven years that would be restricted to road improvements. This would potentially allow the City to invest between \$8-\$14 million to resurface roads and make significant improvements to the City’s pavement management index.

Generally, City of Capitola voters have supported district sales tax measures, provided the tax is designated for projects of community interest and/or concern.

Utility Users Tax (UUT): Currently the City of Capitola does not have a UUT in place. Cities that assess UTTs generally charge between 1 percent to 11 percent and the utilities subject to the UUT varies from city to city. The most common UTTs are applied to telephone, electricity, and gas services followed by cable television and water service. Approximately half of California residents pay a UUT, which provides an average of 15 percent of general fund revenues to those jurisdictions. The most common rate is 5 percent and the average rate is 5.4 percent.

In Santa Cruz County the cities of Santa Cruz, Watsonville, and Scotts Valley all have UTTs. The City of Santa Cruz UUT is 8.5 percent on all utilities and generates \$10.7 million annually (or 16 percent of general fund revenues) with an annual per capita cost of \$161. In Watsonville the UUT is 5.5 percent on telephone and cable television and 6 percent on electricity, gas, and water, and generates approximately \$3 million annually (or 13 percent of general fund revenues) with an annual per capita cost of \$66. Finally, Scotts Valley levies a 4 percent UUT on electricity and gas generating approximately \$600,000 annually (or 7 percent of general fund revenues) with an annual per capita cost of \$55.

In 2020 the City of Capitola polled voter opinions regarding a potential UUT and less than 50% of likely voters indicated they would “definitely or probably” support such a tax. Given those recent poll results staff does not recommend polling a UUT at this time.

At the March 15 Finance Advisory Committee (FAC) meeting, staff presented several potential 2022 ballot measures for consideration including a Utility Users Tax, Special District Sales Tax, an extension of Measure F, Vacant Second Home Parcel Tax, and possible changes to the Transient Occupancy Tax (TOT). After discussion, the FAC recommended the polling contract question participants regarding a Vacant Second Home Parcel Tax but did not feel the timing was right for the other potential ballot measures.

The attached polling contract proposal from Gene Bregman and Associates would complete the survey work in time for the Council to review the results prior to the deadline to place a measure on the November 2020 ballot.

Fiscal Impact: Funding for the not to exceed \$17,000 polling contract would be allocated from contract savings and the City Manager Unanticipated Events account, as outlined in the attached Budget Adjustment.

Attachments:

1. Bregman and Associates Polling Proposal
2. Proposed resolution with budget amendment

Report Prepared By: Report Prepared By: Jamie Goldstein, City Manager

Reviewed By: Chloé Woodmansee, City Clerk, Jim Malberg, Finance Director

Approved By: Jamie Goldstein, City Manager



GENE BREGMAN & ASSOCIATES
Public Opinion & Marketing Research

MEMORANDUM

To: Jamie Goldstein, City Manager
City of Capitola
420 Capitola Avenue
Capitola, CA 95010

From: Gene Bregman
Gene Bregman & Associates

Date: March 31, 2022

Re: Poll

Per your request, this proposal letter summarizes the scope of work for Gene Bregman & Associates (GBA) to conduct public opinion research for the City of Capitola, California.

Upon completion of the survey, a statistical compilation of the cross-tabulated results will be delivered and findings and recommendations will be presented and discussed.

We will conduct the survey among those Capitola residents who are likely to vote in November, 2022. We will complete the interviews either telephone poll by contacting eligible voters via text or email. Safeguards are built into the process to prevent non-qualified respondents from completing the survey. Based on our previous research, we believe it will be possible to complete between approximately 175 and 200 interviews.

The poll will achieve the following objectives:

1. Explore the current image of the City of Capitola, voters' attitudes towards the City, and their assessments of the strengths and weaknesses of local government;
2. Determine voter perceptions of the needs of the City and the priorities that voters set for those needs;





3. Determine voter attitudes towards a possible ballot measure for the City related to various possible revenue enhancement measures;
4. Evaluate voters' top priorities for money raised in order to determine if these uses are sufficient for voters to support a ballot measure;
5. Determine the most effective and important reasons for your voters to support a measure;
6. Track and compare current data with those obtained in previous research for the City;
7. Develop a demographic profile of City voters, including how various demographic groups differ in their opinions and attitudes towards a possible ballot measure.

The cost of the survey will be \$17,000.

All of the data obtained by GBA is the exclusive property of the City of Capitola. If requested, GBA will provide an electronic copy of the data to the client. GBA is entitled to retain the original interview forms used in the field and copies of all data and analysis for its own internal use.

In summary, GBA will provide to the City of Capitola:

- Random telephone and internet survey of 175-200 likely November 2022 voters in the City of Capitola;
- Consultation solely with principal of Gene Bregman & Associates;
- Assistance in developing topic areas to be investigated;
- Development of survey questionnaire;
- Scientific sample selection to assure our reaching accurate representations of the population;
- Pre-testing of questionnaire;
- Conduct of field work from our central phone bank;
- Editing, coding, and electronic data processing;
- Full computer printouts of all cross-tabulated data;
- Analyses of survey results, including appropriate graphical presentation;
- On-going strategy and consultation.



We look forward to having the opportunity to assist you and the City of Capitola in this most important effort. If you have any questions, or would like to further discuss your polling needs, please do not hesitate to call me at (916)564-2000 or on my cell (415)971-0972.

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
AMENDING THE 2021-22 FISCAL YEAR CITY BUDGET AND CAPITAL IMPROVEMENT
PROGRAM BUDGET**

WHEREAS, it is necessary to adopt the 2021-22 Fiscal Year Budget for all City funds and Capital Improvement Program; and

WHEREAS, the City Council conducted budget study sessions, heard and considered public comments, had modified and proposed a budget accordingly, and on June 24, 2021 adopted such budget for the Fiscal Year July 1, 2021, through June 30, 2022; and

WHEREAS, since the adoption of the FY 2021-22 budget the City Council has adopted their FY 2022-23 Budget Principles and Goals which includes considering potential ballot measures for the November 2022 election; and

WHEREAS, the costs associated with conducting preliminary polling prior to placing measures on the ballot were not included in the adopted FY 2021-22 budget; and

NOW, THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Capitola that the 2021-2022 Fiscal Year Budget is hereby amended, including Exhibit A (Budget Amendment) to this Resolution; and

BE IT FURTHER RESOLVED that the Finance Director is directed to enter the budget into the City's accounting records in accordance with appropriate accounting practices, and the City Manager, with the Finance Director's assistance, shall assure compliance therewith.

I HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the City Council of the City of Capitola on the 14th day of April 2022, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Sam Storey, Mayor

ATTEST:

Chloe Woodmansee, City Clerk

City of Capitola Budget Adjustment Form



Item 9 B.

Date 4/5/2022

Requesting Department City Manager

Administrative Council

Item # TBD
 Council Date 4/14/2022
 Council Approval _____

Revenues		
Account #	Account Description	Increase/Decrease
Total		-

Expenditures		
Account #	Account Description	Increase/Decrease
1000-10-11-000-4305.900	CS-Gen/ Admin Contract Services	17,000
1000-10-10-000-4305.900	CS-Gen/ Admin Contract Services	(3,000)
1000-10-11-000-4385.999	CS-Unanticipated Events	(1,500)
1000-10-16-000-4320.102	CS-Special Legal Services	(6,500)
1000-10-17-000-4335.701	CS-State Admin Bradley-Burns	(2,000)
1000-10-17-000-4335.702	CS-State Admin Measure F	(2,000)
1000-10-17-000-4335.704	CS-State Admin Measure O	(2,000)
Total		-

Net Impact -

Purpose: Funding for polling contract with Gene Bergman & Associates

Department Head Approval _____
 Finance Department Approval _____
 City Manager Approval _____

Capitola City Council

Agenda Report



Meeting: April 14, 2022

From: Department of Public Works

Subject: Adopt a Resolution Declaring an Emergency for Storm Drain Repairs in Noble Gulch Park

Recommended Action: Adopt a resolution that 1) declares an emergency, 2) authorizes procurement and services without giving notice for bids pursuant to Public Contract Code Section 22050 and authorizing staff to enter a contract for such services with Graniterock Construction for repairs to a storm drain located in Noble Gulch Park at the intersection of Bay Avenue and Monterey Avenue and 3) approves a budget amendment transfer of \$60,000 from Emergency Reserve Fund to the Capital Improvement Project fund and authorize the creation of a new project entitled Noble Gulch Park Storm Drain Project.

Background: While performing routine maintenance in Noble Gulch Park, Public Works crews discovered a six-foot-deep sink hole over a storm drainpipe that conveys water from Monterey Avenue to the larger Noble Gulch storm pipe.

Discussion: The sink hole in the park is located immediately adjacent to the sidewalk along Bay Avenue and presented a hazard to both pedestrians walking along the sidewalk and park users. Public Works crews secured that area and staff contracted Graniterock Construction to expose the storm drainpipe and make repairs.

Graniterock began work on Wednesday March 30, 2022, and unfortunately was not able to locate the failed pipe due to its depth. Workers originally thought that the pipe was 5-7 feet deep, but after digging to a depth of twelve feet without reaching the pipe, the contractor had to halt work. A utility locating company then determined the pipe was at a depth of 15-18 feet. For safety reasons, the hole was refilled with the removed dirt. Graniterock restarted work on Monday, April 4, and hopes to have repairs completed by the end of the week.

Fiscal Impact: A \$60,000 transfer from the Emergency Reserve Fund should be sufficient to complete the repairs. Any remaining funds will be transferred back to the Emergency Reserve Fund; and if additional funding is necessary, staff will return with a follow-up report to the Council. An allocation back to the Emergency Reserve Fund to replace the costs of the project will be recommended as part of the fiscal year 2022/23 budget adoption.

Attachments:

1. Proposed Resolution and budget amendment
2. Emergency Contract with Graniterock Construction

Report Prepared By: Steven Jesberg, Public Works Director

Reviewed By: Chloé Woodmansee, City Clerk; Jim Malberg, Finance Director; Samantha Zutler, City Attorney

Approved By: Jamie Goldstein, City Manager

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
DECLARING**

**A BROKEN STORM DRAIN IN NOBLE GULCH PARK AN EMERGENCY;
AUTHORIZING PROCUREMENT AND SERVICES WITHOUT GIVING NOTICE
FOR BIDS PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050; AUTHORIZING
STAFF TO ENTER INTO A CONTRACT FOR SERVICES WITH GRANITEROCK
CONSTRUCTION; APPROVING A BUDGET TRANSFER OF \$40,000 FROM THE
EMERGENCY RESERVE FUND TO THE CAPITAL IMPROVEMENT PROJECT FUND; AND
AUTHORIZING THE CREATION OF A NEW PROJECT ENTITLED NOBLE GULCH PARK
STORM DRAIN PROJECT**

WHEREAS, California Public Resources Code Section 21060.3 defines an emergency as a “sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property or essential public services;” and

WHEREAS, Section 22050(a) of the California Public Contract Code allows a public agency, in the event of an emergency, and pursuant to a four-fifths vote of its governing body, to repair or replace a public facility; take any directly related and immediate action required by that emergency; and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts; and

WHEREAS, City of Capitola Public Works crews discovered a sink hole above a storm drain pipe in Noble Gulch park; and

WHEREAS, the sink hole presents an immediate danger to pedestrians and park users who could fall into the hole and repairs should be made immediately; and

WHEREAS, compliance with competitive bidding procedures typically takes several months and would not allow prompt action to be taken, as required to safeguard the public; and

WHEREAS, GraniteRock Construction is available and qualified to perform the necessary repair work; and

WHEREAS, it is necessary to adopt the 2021-22 Fiscal Year Budget for all City funds and Capital Improvement Program; and

WHEREAS, the City Council conducted budget study sessions, heard and considered public comments, had modified and proposed a budget accordingly, and on June 24, 2021, adopted such budget for the Fiscal Year July 1, 2021, through June 30, 2022; and

WHEREAS, a \$60,000 transfer from the Emergency Reserve Fund should be sufficient to complete the repairs necessary due to the sinkhole; and

WHEREAS, by the City Council of the City of Capitola that the 2021-2022 Fiscal Year Budget is hereby amended, including Exhibit A (Budget Amendment) to this Resolution

WHEREAS, California Public Resources Code subsections 21080(b)(2) and (4) provide that the California Environmental Quality Act (CEQA) does not apply to emergency repairs to public service facilities or specific actions necessary to prevent or mitigate an emergency, and Section 15269 of the CEQA Guidelines establishes a statutory exemption for emergency repairs to public

service facilities necessary to maintain service, and other specific actions necessary to prevent or mitigate an emergency; and

WHEREAS, damage to the storm drain is the likely cause of the sink hole and the damage was unexpected and involves a clear and imminent threat demanding immediate action to mitigate the immediate threat to public safety, and therefore emergency repairs to the storm drain and related infrastructure and improvements are exempt under CEQA.

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

1. Based on substantial evidence, the broken storm drain and resulting sinkhole at Noble Gulch Park is a “sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property or essential public services.”
2. The emergency will not permit a delay resulting from competitive solicitation for bids for the repairs associated with the broken storm drain, and that this action is necessary to respond to the emergency.
3. Staff is authorized to proceed with the repair of the storm drain and procurement of the necessary equipment, services, and supplies for that purpose without giving notice for bids to let contracts.
4. Staff is authorized to enter into a contract with GraniteRock Construction for repair services of the storm drain.
5. Staff is authorized to obtain all necessary regulatory authorizations for the repair on an expedited basis using all available emergency procedures.
6. A transfer of \$40,000 from the Emergency Reserve Fund to the Capital Improvement Project Fund is authorized.
7. A project entitled “Noble Gulch Storm Drain Project” is created.

I HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the City Council of the City of Capitola on the 14th day of April 2022, by the following vote:

AYES:

NOES:

ABSENT:

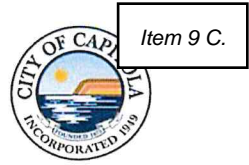
ABSTAIN:

Sam Storey, Mayor

Attest:

Chloe Woodmansee, City Clerk

City of Capitola Budget Adjustment Form



Date 4/4/2022

Requesting Department Public Works

Administrative Council

Item # TBD
 Council Date 4/14/2022
 Council Approval _____

Revenues		
Account #	Account Description	Increase/Decrease
1200-00-00-000-3910.102	Interfund Transfer in Emergency Rsv	60,000
Total		60,000

Expenditures		
Account #	Account Description	Increase/Decrease
1020-00-00-000-4910.200	Interfund Transfer Out CIP (Emerg Rsv)	60,000
1200-00-00-000-4390.100	Construction Service-Project Services	60,000
Total		120,000

Net Impact **(60,000)**

Purpose: Transfer from Emergency Reserve Fund to CIP Fund for Noble Gulch Park Emergency Storm Drain Repairs

Department Head Approv _____
 Finance Department Approval *Jim Malberg*
 City Manager Approval _____

CITY OF CAPITOLA
PROFESSIONAL SERVICES AGREEMENT
 Emergency Storm Drain Repair Project in Noble Gulch Park
 Graniterock Construction

THIS AGREEMENT is entered into on March 30, 2022, by and between the City of Capitola, a Municipal Corporation, hereinafter called "City" and Graniterock Construction, Inc., hereinafter called "Contractor".

WHEREAS, City desires certain services described in Appendix One and Contractor is capable of providing and desires to provide these services.

NOW, THEREFORE, City and Contractor for the consideration and upon the terms and conditions hereinafter specified agree as follows:

SECTION 1
Scope of Services

The services to be performed under this Agreement are for emergency repairs to a storm drain pipe located in Noble Gulch Park at the intersection of Bay Avenue and Monterey Avenue and further detailed in Appendix One.

SECTION 2
Duties of Contractor

All work performed by Contractor, or under its direction, shall be sufficient to satisfy the City's objectives for entering into this Agreement and shall be rendered in accordance with the generally accepted practices, and to the standards of, Contractor's profession.

Contractor shall not undertake any work beyond the scope of work set forth in Appendix One unless such additional work is approved in advance and in writing by City. The cost of such additional work shall be reimbursed to Contractor by City on the same basis as provided for in Section 4.

If, in the prosecution of the work, it is necessary to conduct field operations, security and safety of the job site will be the Contractor's responsibility excluding, nevertheless, the security and safety of any facility of City within the job site which is not under the Contractor's control.

Contractor shall meet with Director of Public Works, called "Director," or other City personnel, or third parties as necessary, on all matters connected with carrying out of Contractor's services described in Appendix One. Such meetings shall be held at the request of either party hereto. Review and City approval of completed work shall be obtained monthly, or at such intervals as may be mutually agreed upon, during the course of this work.

SECTION 3
Duties of the City

City shall make available to Contractor all data and information in the City's possession which City deems necessary to the preparation and execution of the work, and City shall actively aid and assist Contractor in obtaining such information from other agencies and individuals as necessary.

The Director may authorize a staff person to serve as his or her representative for conferring with Contractor relative to Contractor's services. The work in progress hereunder shall be reviewed from time to time by City at the discretion of City or upon the request of Contractor. If the work is satisfactory, it will

be approved. If the work is not satisfactory, City will inform Contractor of the changes or revisions necessary to secure approval.

SECTION 4 **Fees and Payment**

Payment for the Contractor's services shall be made upon a schedule and within the limit, or limits shown, upon Appendix Two. Such payment shall be considered the full compensation for all personnel, materials, supplies, and equipment used by Contractor in carrying out the work. If Contractor is compensated on an hourly basis, Contractor shall track the number of hours Contractor, and each of Contractor's employees, has worked under this Agreement during each fiscal year (July 1 through June 30) and Contractor shall immediately notify City if the number of hours worked during any fiscal year by any of Contractor's employees reaches 900 hours. In addition, each invoice submitted by Contractor to City shall specify the number of hours to date Contractor, and each of Contractor's employees, has worked under this Agreement during the current fiscal year.

SECTION 5 **Changes in Work**

City may order major changes in scope or character of the work, either decreasing or increasing the scope of Contractor's services. No changes in the Scope of Work as described in Appendix One shall be made without the City's written approval. Any change requiring compensation in excess of the sum specified in Appendix Two shall be approved in advance in writing by the City.

SECTION 6 **Time of Beginning and Schedule for Completion**

This Agreement will become effective on Wednesday March 20, 2022 and will terminate on the earlier of:

- The date Contractor completes the services required by this Agreement, as agreed by the City; or
- The date either party terminates the Agreement as provided below.

Work shall begin on or about March 20, 2022.

In the event that major changes are ordered, or Contractor is delayed in performance of its services by circumstances beyond its control, the City will grant Contractor a reasonable adjustment in the schedule for completion provided that to do so would not frustrate the City's objective for entering into this Agreement. Contractor must submit all claims for adjustments to City within thirty calendar days of the time of occurrence of circumstances necessitating the adjustment.

SECTION 7 **Termination**

City shall have the right to terminate this Agreement at any time upon giving ten days written notice to Contractor. Contractor may terminate this Agreement upon written notice to City should the City fail to fulfill its duties as set forth in this Agreement. In the event of termination, City shall pay the Contractor for all services performed and accepted under this Agreement up to the date of termination.

**SECTION 8
Insurance**

Contractor shall procure and maintain for the duration of the contract and for 2 years thereafter, insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the Contractor, his agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial General Liability coverage (Occurrence Form CG 0001).
2. Insurance Services office Form Number CA 0001 covering Automobile Liability, Code 1 (any auto).
3. Workers' Compensation insurance as required by the State of California, and Employer's Liability Insurance.

Minimum Limits of Insurance

Contractor shall maintain limits no less than:

- | | |
|--|---|
| 1. General Liability:
(including operations, products and completed operations) | \$1,000,000 per occurrence and \$2,000,000 in aggregate (including operations, for bodily injury, personal and property damage. |
| 2. Automobile Liability: | \$1,000,000 per accident for bodily injury and property damage. |
| 3. Employer's Liability Insurance | \$1,000,000 per accident for bodily injury and property damage. |
| 4. | Blank |

Other Insurance Provisions

The commercial general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City of Capitola, its officers, officials, employees, and volunteers are to be covered as additional insured's as respects: liability arising out of work or operations performed by or on behalf of the Contractor or automobiles owned, leased, hired, or borrowed by the Contractor.
2. For any claims related to this project, the Contractor's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees, and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees, or volunteers shall be excess of the Contractor's insurance and shall not contribute with it.
3. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled except after prior written notice has been given to the City.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the City.

Waiver of Subrogation

Contractor hereby agrees to waive rights of subrogation which any insurer of Contractor may acquire from Contractor by virtue of the payment of any loss. Contractor agrees to obtain any endorsement that may be necessary to affect this waiver of subrogation. **The Workers' Compensation policy shall be endorsed with a waiver of subrogation in favor of the City of Capitola** for all work performed by the Contractor, its employees, agents, and subcontractors.

Verification of Coverage

Contractor shall furnish the City with original certificates and amendatory endorsements affecting coverage by this clause. The endorsements should be on forms provided by the City or on other than the City's forms provided those endorsements conform to City requirements. All certificates and endorsements are to be received and approved by the City before work commences. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications at any time.

SECTION 9 Indemnification

For General Services: To the fullest extent permitted by law, Contractor agrees to indemnify, defend, and hold harmless the City, its directors, officers, employees from and against any and all claims, demands, actions, liabilities, damages, judgments, or expenses (including attorneys' fees and costs) arising from the acts or omissions of Contractor's employees or agents in any way related to the obligations or in the performance of services under this Agreement, except for design professional services as defined in Civil Code § 2782.8, and except where caused by the sole or active negligence, or willful misconduct of the City.

For Design Professional Services under Civil Code §2782.8: To the fullest extent permitted by law, Contractor agrees to indemnify, defend, and hold harmless the City, its directors, officers, and employees from and against any and all claims, demands, actions, liabilities, damages, or expenses (including attorneys' fees and costs) arising from the negligence, recklessness, or willful misconduct of the Contractor,

Contractor's employees, or agents in any way related to the obligations or in the performance of design professional services under this Agreement as defined in Civil Code §2782.8, except where caused by the sole or active negligence, or willful misconduct of the City. The costs to defend charged to the Contractor relating to design professional services shall not exceed the Contractor's proportionate percentage of fault per Civil Code §2782.8 and against all claims, damages, losses, and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of the Contractor, Contractor's employees, agents or subcontractors, except where caused by the active negligence, sole negligence, or willful misconduct of the City.

SECTION 10
Civil Rights Compliance/Equal Opportunity Assurance

Every supplier of materials and services and all contractors doing business with the City of Capitola shall be in compliance with the applicable provisions of the Americans with Disabilities Act of 1990 and shall be an equal opportunity employer as defined by Title VII of the Civil Rights Act of 1964 and including the California Fair Employment and Housing Act of 1980. As such, contractor shall not discriminate against any person on the basis of race, religious creed, color, national origin, ancestry, disability, medical condition, marital status, age, or sex with respect to hiring, application for employment, tenure or terms and conditions of employment. Contractor agrees to abide by all of the foregoing statutes and regulations.

SECTION 11
Legal Action/Attorneys' Fees

If any action at law or in equity is brought to enforce or interpret the provisions of this Agreement, the prevailing party shall be entitled to reasonable attorney's fees in addition to any other relief to which he or she may be entitled. The laws of the State of California shall govern all matters relating to the validity, interpretation, and effect of this Agreement and any authorized or alleged changes, the performance of any of its terms, as well as the rights and obligations of Contractor and the City.

SECTION 12
Assignment

This Agreement shall not be assigned without first obtaining the express written consent of the Director after approval of the City Council.

SECTION 13
Amendments

This Agreement may not be amended in any respect except by way of a written instrument which expressly references and identifies this particular Agreement, which expressly states that its purpose is to amend this particular Agreement, and which is duly executed by the City and Contractor. Contractor acknowledges that no such amendment shall be effective until approved and authorized by the City Council, or an officer of the City when the City Council may from time to time empower an officer of the City to approve and authorize such amendments. No representative of the City is authorized to obligate the City to pay the cost or value of services beyond the scope of services set forth in Appendix Two. Such authority is retained solely by the City Council. Unless expressly authorized by the City Council, Contractor's compensation shall be limited to that set forth in Appendix Two.

SECTION 14
Miscellaneous Provisions


1. *Project Manager.* Director reserves the right to approve the project manager assigned by Contractor to said work. No change in assignment may occur without prior written approval of the City.
2. *Contractor Service.* Contractor is employed to render professional services only and any payments made to Contractor are compensation solely for such professional services.
3. *Licensure.* Contractor warrants that he or she has complied with any and all applicable governmental licensing requirements.
4. *Other Agreements.* This Agreement supersedes any and all other agreements, either oral or in writing, between the parties hereto with respect to the subject matter, and no other agreement, statement or promise related to the subject matter of this Agreement which is not contained in this Agreement shall be valid or binding.
5. *City Property.* Upon payment for the work performed, or portion thereof, all drawings, specifications, records, or other documents generated by Contractor pursuant to this Agreement are, and shall remain, the property of the City whether the project for which they are made is executed or not. The Contractor shall be permitted to retain copies, including reproducible copies, of drawings and specifications for information and reference in connection with the City's use and/or occupancy of the project. The drawings, specifications, records, documents, and Contractor's other work product shall not be used by the Contractor on other projects, except by agreement in writing and with appropriate compensation to the City.
6. *Contractor's Records.* Contractor shall maintain accurate accounting records and other written documentation pertaining to the costs incurred for this project. Such records and documentation shall be kept available at Contractor's office during the period of this Agreement, and after the term of this Agreement for a period of three years from the date of the final City payment for Contractor's services.
7. *Independent Contractor.* In the performance of its work, it is expressly understood that Contractor, including Contractor's agents, servants, employees, and subcontractors, is an independent contractor solely responsible for its acts and omissions, and Contractor shall not be considered an employee of the City for any purpose.
8. *Conflicts of Interest.* Contractor stipulates that corporately or individually, its firm, its employees and subcontractors have no financial interest in either the success or failure of any project which is, or may be, dependent on the results of the Contractor's work product prepared pursuant to this Agreement.
9. *Notices.* All notices herein provided to be given, or which may be given by either party to the other, shall be deemed to have been fully given and fully received when made in writing and deposited in the United States mail, certified and postage prepaid, and addressed to the respective parties as follows:

Professional Services Agreement March 30, 2022
Emergency Storm Repair Project in Noble Gulch Park
Graniterock Construction
Page 7

CITY
CITY OF CAPITOLA
420 Capitola Avenue
Capitola, CA 95010
831-475-7300

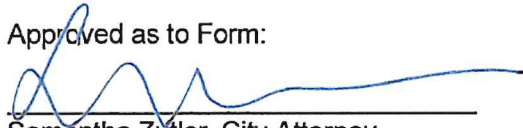
CONTRACTOR
Graniterock
350 Technology Drive
Watsonville, CA 95076
831-768-2700

By: 
Benjamin Goldstein, City Manager

By:  K. PHILPOVITCH
_____, Graniterock Construction

Dated: 3/29/2022

Dated: MAR 29 2022

Approved as to Form:

Samantha Zutler, City Attorney

APPENDIX ONE
Scope of Services

A sink hole has developed under a grass area in Noble Gulch Park at the corner of Bay Avenue and Monterey Avenue. A video inspection of the line completed by the City indicates that failed corrugated metal pipe (CMP) needs replacement. This work shall consist of replacing the CMP from an upstream manhole to a downstream connection to a 76-inch pipe. Replacement pipe will be PVC.

Contractor shall coordinate all work with Department of Public Works personnel to ensure inspections of the work are completed. It is anticipated that decisions and directions to the final layout and construction will be made by City and Contractor personnel in the field.

Time is of the essence in completing this work and the contractor shall diligently work to complete this project as quickly as possible.

**APPENDIX TWO
Fees and Payments**

For the services performed, City will pay contractor on a force account basis for time, materials, and equipment needed to satisfactory complete the services and delivery of work products. Payments will be issued monthly as charges accrue, the sum of contractor's salary expenses and non-salary expenses. For work that is performed payments under this contract the Contractor will be made per the markups specified in the attached Daily Extra Work Report (DEWR).

Contractor hereby represents and warrants, based upon Contractor's independent determination of the time and labor, including overtime, which will be required to perform said services, that Contractor will provide all said services. Contractor shall provide daily reports on labor, materials, and equipment used on the job site for verification by the City.

Salary expenses include the actual direct pay of personnel assigned to the project (except for routine secretarial and account services) plus payroll taxes, insurance, sick leave, holidays, vacation, and other fringe benefits. The percentage of compensation attributable to salary expenses includes all of Contractor's indirect overhead costs and fees. For purposes of this Agreement, Contractor's salary expenses and non-salary expenses will be compensated at the rates set forth in the fee schedule attached to this appendix and in accordance with the terms set forth therein. Non-salary expenses include travel, meals and lodging while traveling, materials other than normal office supplies, reproduction and printing costs, equipment rental, computer services, service of subcontractors or subcontractors, and other identifiable job expenses. The use of Contractor's vehicles for travel shall be paid at the current Internal Revenue Service published mileage rate.

Payments shall be made monthly by the City, based on itemized invoices from the Contractor which list actual costs and expenses. Such payments shall be for the invoice amount. The monthly statements shall contain the following affidavit signed by a principal of the Contractor's firm:

"I hereby certify as principal of the firm of _____, that the charge of \$_____ as summarized above and shown in detail on the attachments is fair and reasonable, is in accordance with the terms of the Agreement dated _____, __, and has not been previously paid."

Capitola City Council

Agenda Report

Meeting: April 14, 2022

From: Police Department

Subject: Consider Adding a Section to the Municipal Code in Accordance with Assembly Bill 481



Recommended Action: Introduce for first reading, by title only, waiving the full reading of the text, an ordinance adding Section 2.60 to the Capitola Municipal Code, approving a Military Equipment Use Policy for Police Services.

Background: Effective January 1, 2022, Assembly Bill 481 (codified in Government Code §7070, et seq.) requires legislative bodies to adopt ordinances approving military equipment use policies before law enforcement agencies engage in specified activities related to the use of what the state legislature has now defined as “military equipment” in Government Code §7070. The Capitola Police Department has some equipment that qualifies as “military equipment” in inventory and engages in critical public safety activities in coordination with other local jurisdictions, which will be prohibited within 180 days unless an ordinance meeting the requirements of the Government Code §7071 is adopted.

Discussion: The Capitola Department (CPD) does not possess any tactical equipment that it has obtained from the military, nor does it possess any equipment that was designed for military use. Notwithstanding, California Government Code § 7071(b) requires that law enforcement agencies submit a proposed Military Equipment Use Policy to their governing board for approval.

The proposed ordinance (Attachment 1) would approve a Military Equipment Use Policy (Attachment 2) that is consistent with the Police Department’s current policy and meets the relevant requirements of AB 481 (Attachment 3). As required by Government Code §7071(b), the proposed policy was posted on the Department’s website at: www.cityofcapitola.org/police on March 13, 2022. If adopted, the Police Department would be responsible for ensuring that all provisions of Government Code §§7071 and 7072 are met. The Council would be required by law to review the ordinance and policy at least annually and can renew it or make any necessary changes.

The proposed policy approves the continued use of equipment currently in the Police Department’s inventory by authorized and trained personnel when the use is necessary to maintain safety.

The proposed policy would also allow the continued collaboration with other law enforcement agencies in the deployment or other use of military equipment within the City when exigent circumstances require a swift response. The Department works closely with other local, county, state, and federal law enforcement agencies on police-related matters, including safeguarding the public’s welfare and safety, working on regional task forces, conducting training exercises, providing mutual aid, and responding to emergencies. In exigent circumstances, there is sometimes the need to deploy military equipment from or lend military equipment to outside entities to promote the safety and security of community members. When military equipment is used under exigent circumstances, the proposed ordinance requires reporting on the use to the City Council within a specified time frame.

Government Code §7071(d)(1) sets forth the findings that Council must make to adopt the proposed policy and ordinance. Staff believes that Council can make the required findings because:

1. Authorizing the use of military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety. The acquisition and use of this equipment are part of the Capitola Police Department's overall approach to Critical Incident Management, Use of Force, De-Escalation, and public safety. The equipment will enable department members to properly respond to both planned and unplanned events efficiently and effectively.
2. The proposed Military Equipment Use Policy will safeguard the public's welfare, safety, civil rights, and civil liberties by ensuring required reporting, the opportunity for community engagement and feedback, and transparency and oversight regarding the acquisition and use of the specified military equipment in the City of Capitola.
3. Prior military equipment use complied with the military equipment use policy that was in effect at the time of the use.

Fiscal Impact: There would not be any new, unplanned direct fiscal impacts to continuing the use of equipment already in the Department's inventory or continuing to collaborate with other law enforcement agencies, including in mutual aid circumstances. Maintenance costs of existing equipment are within the Department's budget.

There will be staff time associated with compliance, annual review, reporting, and community engagement meetings, all of which are required pursuant to applicable provisions of the Government Code.

Public Notice: The proposed Military Equipment Use Policy was made public via the Police Department's website at least 30 days before the April 14, 2022, Council Meeting. Instead of the full text of the ordinance being published within 15 days after passage, the City Clerk shall publish and post the summary of the proposed ordinance at least five days before the meeting at which the ordinance is to be adopted, and within 15 days after adoption.

Attachments:

1. Proposed Ordinance
2. Proposed Military Use Policy #706
3. Capitola Police Department Equipment
4. Assembly Bill 481

Report Prepared By: Andrew Dally, Chief of Police

Reviewed By: Chloé Woodmansee, City Clerk; Samantha Zutler, City Attorney

Approved By: Jamie Goldstein, City Manager

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CAPITOLA, CALIFORNIA, ADDING CHAPTER 2.60 TO THE CAPITOLA MUNICIPAL CODE, APPROVING A MILITARY EQUIPMENT USE POLICY FOR POLICE SERVICES

WHEREAS, effective January 1, 2022, Assembly Bill 481 (AB 481) (Government Code sections 7071 *et. seq.*) sets forth a process by which law enforcement agencies are to obtain approval from their governing bodies of a military equipment use policy through the adoption of an ordinance; and

WHEREAS, pursuant to Government Code Section 7071(a)(1), such an ordinance must be timely adopted before a law enforcement agency may acquire or use new or existing military equipment and engage in other specified activities; and

WHEREAS, the Capitola Police Department currently has military equipment (as that term is defined in Government Code section 7070(c)) in its inventory; and

WHEREAS, the Capitola Police Department works closely with other local, county, state and federal law enforcement agencies within San Diego County on police related matters, including safeguarding the public’s welfare and safety, working on regional task forces, conducting training exercises, providing mutual aid and responding to emergencies; and

WHEREAS, in exigent circumstances, there is sometimes the need to deploy military equipment from or lend military equipment to outside entities to promote the safety and security of community members; and

WHEREAS, the continued collaboration with other law enforcement agencies in the deployment or other use of military equipment within the City is necessary to safeguard the public’s welfare, safety, civil rights and civil liberties and there is no reasonable alternative that can achieve the same objective of officer and civilian safety; and

WHEREAS, Capitola Police Policy 706 sets forth a military equipment use policy that is consistent with the Police Department’s current practices, has been posted on the Department’s website for at least thirty (30) days, complies with all the requirements of AB 481, will ensure ongoing regulation and compliance with the law going forward and will provide a means of community engagement and transparency regarding use of military equipment by the Department; and

WHEREAS, public notice has been provided in accordance with applicable law; and

WHEREAS, the City Council desires to approve a military use policy in compliance with AB 481.

NOW, THEREFORE, the City Council of the City of Capitola, California, **DOES HEREBY ORDAIN** as follows:

Section 1. All of the statements and facts set forth above in the recitals are true and correct and incorporated herein by this reference. The recitals constitute findings in this matter and, together with the staff report, other written reports, public testimony and other information contained in the record, are an adequate and appropriate evidentiary basis for the actions taken in this ordinance.

Section 2. The City Council finds that this ordinance and Capitola Police Policy 706 are exempt from the provisions of the California Environmental Quality Act (“CEQA”) because they will not result in a direct or reasonably foreseeable indirect physical change in the environment and is not a “project,” as defined in Section 15378 of the CEQA Guidelines.

Section 3. The Capitola Municipal Code is hereby amended to add Chapter 2.06 to read as follows: See Exhibit A attached hereto.

Section 4. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this ordinance, or its application to any other person or circumstance. The City Council declares that it would have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof be declared invalid or unenforceable.

Section 5. Effective Date. This ordinance shall be effective thirty (30) days after its adoption. Within fifteen (15) days after its adoption, the City Clerk of the City of Capitola shall cause this ordinance to be published pursuant to the provisions of Government Code Section 36933.

PASSED, ADOPTED, AND APPROVED by the City Council of the City of Capitola at a regular meeting thereof this ____ day of _____ 2022 by the following vote to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

Mayor of the City of Capitola, California

ATTEST:

City Clerk

City of Capitola, California

EXHIBIT A
Amendment to Capitola Municipal Code adding Chapter 2.60

ADDING A NEW CHAPTER 2.60 TO THE CAPITOLA MUNICIPAL CODE REGARDING POLICE ACQUISITION AND USE OF "MILITARY EQUIPMENT"

BE IT ORDAINED by the Council of the City of Capitola as follows:

Section 1. The Capitola Municipal Code Chapter 2.60 is amended to read as follows:

Chapter 2.60
"MILITARY EQUIPMENT" USE ORDINANCE

Sections:

- 2.60.010 Name of Ordinance
- 2.60.020 Definitions
- 2.60.030 Military Equipment Use Policy Requirement
- 2.60.040 Use In Exigent Circumstances
- 2.60.050 Reports on the Use of Military Equipment
- 2.60.060 Severability

2.60.010 Name of Ordinance

- A. This Ordinance shall be known as the Military Equipment Use Ordinance.

2.60.020 Definitions

- A. "Military Equipment" includes all of the following (Per Cal. Gov. Code §7070):
 1. Unmanned, remotely piloted, powered aerial or ground vehicles.
 2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.
 3. High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.
 4. Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.
 5. Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
 6. Weaponized aircraft, vessels, or vehicles of any kind.
 7. Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.
 8. Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.

9. Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.
 10. Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.
 11. Any firearm or firearm accessory that is designed to launch explosive projectiles.
 12. "Flashbang" grenades and explosive breaching tools, "tear gas," and "pepper balls," excluding standard, service-issued handheld pepper spray.
 13. Taser Shockwave, microwave weapons, water cannons, and the Long Range Acoustic Device (LRAD).
 14. The following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons.
 15. Any other equipment as determined by a governing body or a state agency to require additional oversight.
 16. Notwithstanding paragraphs (1) through (15), "Military Equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.
- B. "City" means any department, agency, bureau, and/or subordinate division of the City of Capitola.
- C. "Police Department" means any division, section, bureau, employee, volunteer and/or contractor of the Capitola Police Department.
- D. "City Council" means the governing body that is the Capitola City Council.
- E. "Military Equipment Use Policy" means a publicly released, written document that includes, at a minimum, all of the following:
1. A description of each type of Military Equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the Military Equipment.
 2. The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of Military Equipment.
 3. The fiscal impact of each type of Military Equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment.
 4. The legal and procedural rules that govern each authorized use.
 5. The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of Military Equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the Military Equipment use policy.
 6. The mechanisms to ensure compliance with the Military Equipment use policy, including which independent persons or entities have oversight authority, and, if applicable, what legally enforceable sanctions are put in place for violations of the policy.
 7. For a law enforcement agency, the procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type

of Military Equipment, and how the law enforcement agency will ensure that each complaint, concern, or question receives a response in a timely manner.

- F. "Exigent Circumstances" means a law enforcement agency's good faith belief that an emergency involving the danger of, or imminent threat of death or serious physical injury to any person is occurring, has occurred, or is about to occur.
- G. "State agency" means the law enforcement division of every state office, officer, department, division, bureau, board, and commission or other state body or agency, except those agencies provided for in Article IV (except Section 20 thereof) or Article VI of the California Constitution.
- H. "Type" means each item that shares the same manufacturer model number.

2.60.030 Military Equipment Use Policy Requirement

- A. The Capitola Police Department shall obtain approval of the City Council, by a resolution adopting a Military Equipment Use Policy (MEUP) at a regular meeting of the City Council held pursuant to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code) prior to engaging in any of the following:
 - 1. Requesting Military Equipment made available pursuant to Section 2576a of Title 10 of the United States Code.
 - 2. Seeking funds for Military Equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
 - 3. Acquiring Military Equipment either permanently or temporarily, including by borrowing or leasing.
 - 4. Collaborating with another law enforcement agency in the deployment or other use of Military Equipment within the territorial jurisdiction of the City of Capitola.
 - 5. Using any new or existing Military Equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.
 - 6. Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of, Military Equipment.
 - 7. Acquiring Military Equipment through any means not provided by this section.
- B. No later than May 1, 2022, if seeking to continue the use of any Military Equipment that was acquired prior to January 1, 2022, the Capitola Police Department shall commence a City Council approval process in accordance with this section. If the City Council does not approve the continuing use of Military Equipment, including by adoption pursuant to a Military Equipment Use Policy submitted pursuant to this code, within 180 days of submission of the proposed Military Equipment Use Policy to City Council, the Capitola Police Department shall cease its use of the Military Equipment until it receives the approval of City Council in accordance with this code.
- C. In seeking the approval of City Council, the Capitola Police Department shall submit a proposed Military Equipment Use Policy to the City Council and make those documents available on the Police Department's internet website at least 30 days prior to any public hearing concerning the Military Equipment at issue.

- D. The City Council shall only approve a Military Equipment Use Policy pursuant to this chapter if it determines all of the following:
 - 1. The Military Equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.
 - 2. The proposed Military Equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.
 - 3. If purchasing the equipment, the equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
 - 4. Prior Military Equipment use complied with the Military Equipment Use Policy that was in effect at the time, or if prior uses did not comply with the accompanying Military Equipment Use Policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

- E. In order to facilitate public participation, any proposed or final Military Equipment Use Policy shall be made publicly available on the internet website of the Police Department for as long as the Military Equipment is available for use.
- F. The City Council shall review this ordinance at least annually and vote on whether to renew it at a regular meeting held pursuant to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code).

2.60.040 Use in Exigent Circumstances

- A. Notwithstanding the provisions of this Chapter, the Police Department may acquire, borrow and/or use Military Equipment in Exigent Circumstances without following the requirements of this code.

- B. If the Police Department acquires, borrows, and/or uses Military Equipment in Exigent Circumstances, in accordance with this section, it must take all of the following actions:
 - 1. Provide written notice of that acquisition or use to the City Council within 30 days following the commencement of such Exigent Circumstance, unless such information is confidential or privileged under local, state or federal law.
 - 2. If it is anticipated that the use will continue beyond the Exigent Circumstance, submit a proposed amended Military Equipment Use Policy to the City Council within 90 days following the borrowing, acquisition and/or use, and receive approval, as applicable, from the City Council.
 - 3. Include the Military Equipment in the Police Department's next annual Military Equipment Report.

2.60.050 Reports on the Use of Military Equipment.

- A. The Police Department shall submit to City Council an annual Military Equipment Report for each type of Military Equipment approved by the City Council within one year of approval, and annually thereafter for as long as the Military Equipment is available for use.

- B. The Police Department shall also make each annual Military Equipment Report required by this section publicly available on its internet website for as long as the Military Equipment is available for use.
- C. The annual Military Equipment Report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of Military Equipment:
 - 1. A summary of how the Military Equipment was used and the purpose of its use.
 - 2. A summary of any complaints or concerns received concerning the Military Equipment.
 - 3. The results of any internal audits, any information about violations of the Military Equipment Use Policy, and any actions taken in response.
 - 4. The total annual cost for each type of Military Equipment, including acquisition, personnel, training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the Military Equipment in the calendar year following submission of the annual Military Equipment Report.
 - 5. The quantity possessed for each type of Military Equipment.
 - 6. If the law enforcement agency intends to acquire additional Military Equipment in the next year, the quantity sought for each type of Military Equipment.
- D. Within 30 days of submitting and publicly releasing an annual Military Equipment Report pursuant to this section, the Police Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the general public may discuss and ask questions regarding the annual Military Equipment report and the law enforcement agency's funding, acquisition, or use of Military Equipment.
- E. The City Council shall determine, based on the annual Military Equipment Report submitted pursuant to this section, whether each type of Military Equipment identified in that report has complied with the standards for approval set forth in this code and the Military Equipment Use Policy. If the City Council determines that a type of Military Equipment identified in that annual Military Equipment Report has not complied with the standards for approval, the City Council shall either disapprove a renewal of the authorization for that type of Military Equipment or require modifications to the Military Equipment Use Policy in a manner that will resolve the lack of compliance.

2.60.060 Severability

- A. If any section, subsection, sentence, clause, phrase, or word of this Chapter, or any application thereof to any person or circumstance, is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or applications of this Chapter.
- B. The City Council hereby declares that it would have passed this Chapter and each and every section, subsection, sentence, clause, phrase, and word not declared invalid or unconstitutional without regard to whether any other portion of this Chapter or application thereof would be subsequently declared invalid or unconstitutional.

Military Equipment Use Policy

706.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

The Capitola Department (CPD) does not possess any tactical equipment that it has obtained from the military, nor does it possess any equipment that was designed for military use. Notwithstanding, California Government Code § 7071(b) requires that law enforcement agencies submit a proposed Military Equipment Use Policy to their governing board for approval.

California Government Code § 7070 provides a list of equipment types that are considered to be "military equipment" for purposes of this policy requirement, and this Military Equipment Use Policy includes information for any such equipment types that are possessed by the Capitola Police Department, or reasonably likely to be deployed in Capitola by other law enforcement partners.

706.1.1 DEFINITIONS

Definitions related to this policy include (Government Code § 7070):

Governing body – The elected or appointed body that oversees the Department.

Military equipment – includes but is not limited to the following:

1. Unmanned, remotely piloted, powered aerial or ground vehicles.
2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
3. High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
4. Tracked armored vehicles that provide ballistic protection to their occupants.
5. Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
6. Weaponized aircraft, vessels, or vehicles of any kind.
7. Battering rams, slugs, and breaching apparatuses that are explosive. This does not include a handheld, one-person ram.
8. Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
9. Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, except for standard-issue firearms.
10. Any firearm or firearm accessory that is designed to launch explosive projectiles.
11. Noise-flash diversionary devices and explosive breaching tools.

12. Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
13. TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
14. Kinetic energy weapons and munitions.
15. Any other equipment as determined by a governing body or a state agency to require additional oversight.
16. Notwithstanding paragraphs (1) through (15), "Military Equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.

706.2 POLICY

It is the policy of the Capitola Police Department that members of this department comply with the provisions of Government Code § 7071 with respect to military equipment.

706.3 MILITARY EQUIPMENT COORDINATOR

The Chief of Police designates the Police Captain to act as the Military Equipment Coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as a liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying department equipment that qualifies as military equipment in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Capitola Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the department's funding, acquisition, and use of equipment.
- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the department website (Government Code § 7072).
- (g) Coordinating the process for a person to register a complaint, concern, or question about the use of a type of military equipment. The Department will respond promptly.
 1. A complaint, concern, or question related to Military Equipment utilization by the Capitola Police Department can be made:
 - (a) Via email to: policechief@ci.capitola.ca.us

(b) Via phone call to: 831.475.4242 and request to speak to the Military Equipment Coordinator.

(c) Via mail sent to Capitola Police Department; Attn: Military Equipment Coordinator; 422 Capitola Avenue, Capitola, CA 95010

706.4 APPROVAL

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is submitted to the governing body and is available on the department website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be presented to the governing body by May 1, 2022, for approval by the governing body within 180 days of the presentation (Government Code § 7071(2)) for continuing use of military equipment currently being utilized by the Department. Thereafter, the following must be approved by the governing body, prior to engaging in (Government Code § 7071):

(a) Requesting military equipment made available pursuant to 10 USC § 2576a.

(b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.

(c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.

(d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this department.

(e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.

(f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.

(g) Acquiring military equipment through any means not provided above.

706.5 COORDINATION WITH OTHER JURISDICTIONS

Military equipment used by any member of this Department shall be approved for use and in accordance with this Departmental policy. Military equipment used by other jurisdictions that are providing mutual aid to this Department, or otherwise engaged in a law enforcement operation in this jurisdiction, shall comply with their respective military equipment use policies in rendering mutual aid as defined by Government Code § 7070; Government Code § 7071; and Government Code § 7072.

706.6 ANNUAL REPORT

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the department website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in department inventory.

706.7 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing the annual report, the Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the Department should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.

706.8 MILITARY EQUIPMENT INVENTORY

The attached list is divided into three sections.

- Section One - lists qualifying equipment that is owned and/or utilized by the Capitola Police Department.
- Section Two - lists qualifying equipment that is not owned or regularly utilized by the Capitola Police Department, but which is known to be owned and/or utilized by law enforcement agencies which the Capitola Police Department collaborates and/ or participates for law enforcement purposes.
- Section Three - lists qualifying equipment that the Capitola Police Department will be procuring, with anticipated dates of procurement.



Andrew Dally
Chief of Police

CITY OF CAPITOLA

POLICE DEPARTMENT

Section One: Qualifying Equipment Owned/Utilized by the Capitola Police Department

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - These rifles are standard issue service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: Colt LE6945, semi-auto rifle, black with an adjustable stock.	
Quantity Owned/Sought: 6 owned – Department	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: The Colt LE6945CQ Carbine is a Gas Operated Semi-Auto rifle, chambered in 223 Remington/5.56 NATO (M4), with adjustable stock, featuring a monolithic upper receiver, 10.3" barrel, and A2 flash hider.	
Purpose/Authorized Uses: The Colt M4 enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$1,200.00 (each)	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	
Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.	
Compliance mechanisms: Use is subject to the applicable policies 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - These rifles are personally owned and are registered with the Department under CPD policy 312.2.4 and are standard service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: Smith and Wesson M&P 15 Sport .223/5.56 with 16" barrel	
Quantity Owned/Sought: 5 owned – personal	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: Smith and Wesson M&P15 rifles are the ideal modern sporting rifle. Built to perform multiple uses under various conditions, M&P15 Rifles are as versatile as they are reliable. Engineered for a wide variety of recreational, sport shooting, and professional applications, M&P15 Rifles are easy to accessorize, but hard to put down. M&P15 Rifles are lightweight and rugged embodying the best combination of function and form.	
Purpose/Authorized Uses: The Smith and Wesson M&P rifle enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$812	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 312.2.4 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	
Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.	
Compliance mechanisms: Use is subject to the applicable policies 312.2.4 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - This rifle is personally owned and is registered with the Department under CPD policy 312.2.4 and is standard service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: Sig Sauer MP 400 rifle .223/5.56 with 16" barrel	
Quantity Owned/Sought: 1 owned – personal	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: The Sig Sauer MP400 rifle is designed, engineered, and manufactured in America, and ready to perform whenever and wherever the need arises. SIG SAUER is combining industry-leading product innovation with decades of battle-tested experience to engineer the toughest and most accurate rifles for the military and federal agencies. It's our mission at SIG SAUER to provide our elite end-users with a complete weapons system they can depend on to prevail under any circumstance.	
Purpose/Authorized Uses: Sig Sauer MP 400 rifle enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$1615	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 312.2.4 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	
Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.	
Compliance mechanisms: Use is subject to the applicable policies 312.2.4 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - This rifle is personally owned and is registered with the Department under CPD policy 312.2.4 and is standard service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: Rainier Arms RUC Mod 2 rifle .223/5.56 with 16" barrel	
Quantity Owned/Sought: 1 owned - personal	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: Rainier Arms RUC Mod2 Rifle weighs 6 lbs. empty, the Rainier Arms RUC Mod2 has a 15" RA Force Key Mod Rail, as well as the brand-new Rainier Arms Compensator (RAC), a tuned mil sped trigger, and RA MPI/HP Bolt with staked FA carrier, and much more.	
Purpose/Authorized Uses: Rainier Arms RUC Mod 2 rifle enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$1615	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 312.2.4 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	
Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.	
Compliance mechanisms: Use is subject to the applicable policies 312.2.4 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

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POLICE DEPARTMENT

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - This rifle is personally owned and is registered with the Department under CPD policy 312.2.4 and is standard service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: BRO-SPEC15-P rifle .223/5.56 with 16" barrel	
Quantity Owned/Sought: 1 owned personal	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: Black Rain Ordnance manufacturing standards are prominent throughout our line of Spec Series weapons, allowing us to produce the highest quality rifle with a cost-effective price tag. The Chromoly barrels and black nitride bolt-carrier groups in the Spec Series combine to provide the reliability and dependability you expect from the BRO family of rifles. Whether it's your first rifle, a patrol weapon, or simply supplementing your collection, the Spec Series is a great addition to your lineup.	
Purpose/Authorized Uses: BRO-SPEC15-P rifle enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$1,050	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 312.2.4 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	
Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.	
Compliance mechanisms: Use is subject to the applicable policies 312.2.4 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Lethal Ammunition	
Equipment Type: Speer Gold Dot Duty Ammunition .223 Caliber 55 grain rifle round.	
Description: Speer Gold Dot features nickel-plated brass cases and Boxer primers and is a non-corrosive round. The Gold Dot projectile goes through a process of joining the jacket and core one molecule at a time which eradicates the potential for the leading cause of bullet failure (jacket/core separation). This process will guarantee extraordinary weight retention through barriers as strong as auto-glass. Gold Dot rifle ammunition asserts remarkable accuracy with exact tolerances and unparalleled bullet uniformity.	
Quantity Owned/Sought: 5000	Lifespan: 10 years
Equipment Capabilities: Operational range 0-300 yards	
Manufacturer Product Description: SPEER LE® Gold Dot® Duty Rifle brings proven bullet technology to rifle platform. The Gold Dot® bullet was the first high-performance, bonded-core bullet available in handgun ammunition, and has since set the bar for duty ammunition. The nation's number one law enforcement option is now available in rifle ammunition for agencies everywhere. These specially designed loads bring law enforcement rifle ammunition to the next level. Gold Dot rifle bullets are optimized to ensure expansion out of barrels down to 10" at a wide variety of velocities out to 200 yards. This kind of performance greatly increases the capabilities of duty rifles and gives law enforcement personnel a distinct advantage when it matters most. In addition, these new loads boast outstanding feeding in short, very short, and standard-length AR platforms. Like their handgun counterparts, the Gold Dot rifle bullets are constructed using Gold Dot technology. The process of joining the jacket and core one molecule at a time eliminates the potential for the leading cause of bullet failure—jacket/core separation. It also ensures impressive weight retention through barriers as tough as auto-glass. In addition to being tough, Gold Dot rifle loads boast outstanding accuracy. Exact tolerances and unprecedented bullet uniformity of jacket thickness give Gold Dot rifle loads outstanding accuracy. In addition, these loads feature flash suppressed propellants and a muzzle velocity of up to 3000 fps. The versatility, reliability, and superior construction of the new Speer LE Gold Dot Duty Rifle loads allow law enforcement agencies to utilize this tested and proven bullet technology in duty rifles with complete confidence.	
Purpose/Authorized Uses: To project a force against a selected target to have an effect and stop the threat when other reasonable options are not viable. A verbal warning should precede its application.	
Fiscal Impacts: \$560.00 per case of 1000	
Legal/Procedural Rules Governing Use: Refer to policies 300, 300.4, 300.4.1, 300.5, 300.5.1, 300.5.3, 300.11, 303, 303.3	
Training Required: Sworn members utilizing Speer Gold Dot ammunition are trained in their use by CA POST certified instructors.	
Compliance Mechanism: Use is subject to applicable policies 303.3, 303.3.2.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Lethal Ammunition – Practice	
Equipment Type: Winchester Target Ammunition 5.56 Caliber 55 grain rifle round.	
Description: Winchester Target Ammunition features brass cases and Boxer primers and is a non-corrosive round. This ammunition is loaded with a full metal jacket bullet which is known for its positive functioning and exceptional accuracy. On impact, this bullet does not expand and is ideal for target shooting.	
Quantity Owned/Sought: 7000 rounds	Lifespan: 10 years
Equipment Capabilities: Operational range 0-300 yards	
Manufacturer Product Description: Winchester "USA White Box" stands for consistent performance and outstanding value, offering high-quality ammunition to suit a wide range of shooter's needs by providing consistent accuracy, positive functioning, and no expansion.	
Purpose/Authorized Uses: Practice	
Fiscal Impacts: \$380.00 per case of 1000	
Legal/Procedural Rules Governing Use: Refer to policies 300, 300.4, 300.4.1, 300.5, 300.5.1, 300.5.3, 300.11, 303, 303.3	
Training Required: Sworn members utilizing Winchester Target Ammunition are trained in their use by CA POST certified instructors.	
Compliance Mechanism: Use is subject to applicable policies 303.3, 303.3.2.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Less Lethal Weapon	
Equipment Type: Less Lethal Shotgun with orange stock and foregrip.	
Quantity Owned/Sought: 4 owned – Departmental	Lifespan: 15
Equipment Capabilities: The Remington 870 Police Magnum with orange stock and foregrip deploys less-lethal weighted munitions. These are used to de-escalate hostile situations and reduce the chance of using deadly force.	
Manufacturer Product Description: The Remington Model 870 Pump Shotgun is a reliable 12-gauge with double-action bars for smooth pump operation. A steel-lined/grooved fore-end provides a stronger grip, while the Flexitab feeding system provides positive and easier cycling. A less-lethal application shotgun is available with the addition of a blaze orange synthetic stock and foregrip for the instant recognition required.	
Purpose/Authorized Uses: To compel an individual to cease his/her actions when such munitions present a reasonable option. A verbal warning of the intended use of the device should precede its application.	
Fiscal Impacts: \$454 each	
Legal/Procedural Rules Governing Use: Refer to policies 300, 301, 301.8-301.11	
Training Required: Sworn members utilizing the Remington 870 less-lethal shotguns are trained in their use by CA POST-certified less-lethal instructors.	
Compliance mechanisms: Use is subject to the applicable policies 300.5, 300.5.1, 300.5.3, 301, 303.4.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Less Lethal Ammunition	
Equipment Type: Combined Tactical System (CTS) Model 2851 Super-sock 12-Gauge Less Lethal Round	
Description: A less lethal 2 ¾ inch 12-gauge shotgun shell firing a Super-Sock bean bag round.	
Quantity Owned/Sought: 100	Lifespan: 5 years
Equipment Capabilities: 12-gauge "Super-Sock" bean bag round with an effective range between 5 and 20 yards.	
Manufacturer Product Description: Super Sock projectile is in it's deployment state immediately upon exiting the weapon's barrel. It does not require a minimum range to "unfold" or "stabilize". Optimal ranges are between 5 and 20 yards.	
Purpose/Authorized Uses: To compel an individual to cease his/her actions when such munitions present a reasonable option. A verbal warning of the intended use of the device should precede its application.	
Fiscal Impacts: Approximately \$5.24 per round	
Legal/Procedural Rules Governing Use: Refer to policies 300, 301, 301.8-301.11	
Training Required: Sworn members utilizing the Remington 870 less-lethal shotguns are trained in their use by CA POST-certified less-lethal instructors.	
Compliance Mechanisms: Use is subject to the applicable policies 300.5, 300.5.1, 300.5.3, 301, 303.4.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

POLICE DEPARTMENT

Section Two: Qualifying equipment not owned but utilized by the Capitola Police Department

706.5 COORDINATION WITH OTHER JURISDICTIONS

Military equipment used by any member of this Department shall be approved for use and in accordance with Departmental policy. Military equipment can be used by other jurisdictions that are providing mutual aid to this Department, or otherwise engaged in a law enforcement operation in this jurisdiction, shall comply with their respective military equipment use policies in rendering mutual aid as defined by Government Code § 7070; Government Code § 7071; and Government Code § 7072.

Section Three: Qualifying Equipment to be procured by the Capitola Police Department

Lethal Weapon	
Equipment Type: Semi-Automatic Patrol Rifles - These rifles will replace the Colt M4 and will be standard issue service weapons for our officers and therefore exempted from this Military Equipment Use Policy per CA Gov't Code §7070 (c)(10). They have been included in this document in an abundance of caution and the interest of transparency.	
Description: Primary Weapons System MK107 with RC2 Suppressor	
Quantity Owned/Sought: 6 sought – Department	Lifespan: 10 years
Equipment Capabilities: A rifle that fires an intermediate-power cartridge (.223/5.56) which is more powerful than a standard pistol.	
Manufacturer Product Description: The Primary Weapons System MK107 Mod 1-M is a 7.75" semi-automatic AR-15 platform rifle. The rifle features a long stroke piston system with a three-way adjustable gas system. The size, weight, and reliability are unmatched by any standard production rifle company. The Surefire suppressor protects the operator and the public. The suppressor is proven to provide a minimal impact shift and group size to ensure accuracy in the field.	
Purpose/Authorized Uses: The PWS MK107 enables officers when in compliance with the CPD's Use of Force Policy, to address short to long-distance threats, or those threats who are heavily armed, armored, or both. Further, in both short and long-distance deployments, they allow officers precision shot placement minimizing the risk to officers and innocent citizens. There are no known alternatives to these weapons that will provide the same level of distance and precision.	
Fiscal Impacts: \$2,049 (each)	
Legal/Procedural Rules Governing Use: Use is subject to the applicable policies 300, 300.4, 300.4.1, 300.4.2, 300.5.1, 300.5.2, 300.5.3, 300.11, 303.	



Andrew Dally
Chief of Police

CITY OF CAPITOLA

Item 9 D.

POLICE DEPARTMENT

Training Required: Officers must complete a CA POST certified 16-hour patrol rifle course and annual department firearms training and qualifications as required by law and policy.

Compliance mechanisms: Use is subject to the applicable policies 300.4, 300.9, 303.3.2, 303.5, 303.7, 303.8, 303.9.

Assembly Bill No. 481

CHAPTER 406

An act to add Chapter 12.8 (commencing with Section 7070) to Division 7 of Title 1 of the Government Code, relating to military equipment.

[Approved by Governor September 30, 2021. Filed with
Secretary of State September 30, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

AB 481, Chiu. Law enforcement and state agencies: military equipment: funding, acquisition, and use.

Existing law designates the Department of General Services as the agency for the State of California responsible for distribution of federal surplus personal property, excepting food commodities, and requires the department to, among other things, do all things necessary to the execution of its powers and duties as the state agency for the distribution of federal personal surplus property, excepting food commodities, in accordance with specified federal law. Existing law, the Federal Surplus Property Acquisition Law of 1945, authorizes a local agency, as defined, to acquire surplus federal property without regard to any law which requires posting of notices or advertising for bids, inviting or receiving bids, or delivery of purchases before payment, or which prevents the local agency from bidding on federal surplus property. Existing federal law authorizes the Department of Defense to transfer surplus personal property, including arms and ammunition, to federal or state agencies for use in law enforcement activities, subject to specified conditions, at no cost to the acquiring agency.

This bill would require a law enforcement agency, defined to include specified entities, to obtain approval of the applicable governing body, by adoption of a military equipment use policy, as specified, by ordinance at a regular meeting held pursuant to specified open meeting laws, prior to taking certain actions relating to the funding, acquisition, or use of military equipment, as defined. The bill would also require similar approval for the continued use of military equipment acquired prior to January 1, 2022. The bill would allow the governing body to approve the funding, acquisition, or use of military equipment within its jurisdiction only if it determines that the military equipment meets specified standards. The bill would require the governing body to annually review the ordinance and to either disapprove a renewal of the authorization for a type, as defined, of military equipment or amend the military equipment use policy if it determines, based on an annual military equipment report prepared by the law enforcement agency, as provided, that the military equipment does not comply with the above-described standards for approval. The bill would specify these provisions do not preclude a county or local municipality from implementing

additional requirements and standards related to the purchase, use, and reporting of military equipment by local law enforcement agencies.

This bill would also require a state agency, as defined, to create a military equipment use policy before engaging in certain activities, publish the policy on the agency's internet website, and provide a copy of the policy to the Governor or the Governor's designee, as specified. The bill would also require a state agency that seeks to continue use of military equipment acquired prior to January 1, 2022, to create a military equipment use policy.

This bill would also include findings that the changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, including charter cities.

By adding to the duties of local officials with respect to the funding, acquisition, and use of military equipment, this bill would impose a state-mandated local program.

The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares all of the following:

(a) The acquisition of military equipment and its deployment in our communities adversely impacts the public's safety and welfare, including increased risk of civilian deaths, significant risks to civil rights, civil liberties, and physical and psychological well-being, and incurment of significant financial costs. Military equipment is more frequently deployed in low-income Black and Brown communities, meaning the risks and impacts of police militarization are experienced most acutely in marginalized communities.

(b) The public has a right to know about any funding, acquisition, or use of military equipment by state or local government officials, as well as a right to participate in any government agency's decision to fund, acquire, or use such equipment.

(c) Decisions regarding whether and how military equipment is funded, acquired, or used should give strong consideration to the public's welfare, safety, civil rights, and civil liberties, and should be based on meaningful public input.

(d) Legally enforceable safeguards, including transparency, oversight, and accountability measures, must be in place to protect the public’s welfare, safety, civil rights, and civil liberties before military equipment is funded, acquired, or used.

(e) The lack of a public forum to discuss the acquisition of military equipment jeopardizes the relationship police have with the community, which can be undermined when law enforcement is seen as an occupying force rather than a public safety service.

SEC. 2. Chapter 12.8 (commencing with Section 7070) is added to Division 7 of Title 1 of the Government Code, to read:

CHAPTER 12.8. FUNDING, ACQUISITION, AND USE OF MILITARY EQUIPMENT

7070. For purposes of this chapter, the following definitions shall apply:

(a) “Governing body” means the elected body that oversees a law enforcement agency or, if there is no elected body that directly oversees the law enforcement agency, the appointed body that oversees a law enforcement agency. In the case of a law enforcement agency of a county, including a sheriff’s department or a district attorney’s office, “governing body” means the board of supervisors of the county.

(b) “Law enforcement agency” means any of the following:

(1) A police department, including the police department of a transit agency, school district, or any campus of the University of California, the California State University, or California Community Colleges.

(2) A sheriff’s department.

(3) A district attorney’s office.

(4) A county probation department.

(c) “Military equipment” means the following:

(1) Unmanned, remotely piloted, powered aerial or ground vehicles.

(2) Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.

(3) High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.

(4) Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.

(5) Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.

(6) Weaponized aircraft, vessels, or vehicles of any kind.

(7) Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as bolt cutters,

or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.

(8) Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.

(9) Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.

(10) Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.

(11) Any firearm or firearm accessory that is designed to launch explosive projectiles.

(12) “Flashbang” grenades and explosive breaching tools, “tear gas,” and “pepper balls,” excluding standard, service-issued handheld pepper spray.

(13) Taser Shockwave, microwave weapons, water cannons, and the Long Range Acoustic Device (LRAD).

(14) The following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons.

(15) Any other equipment as determined by a governing body or a state agency to require additional oversight.

(16) Notwithstanding paragraphs (1) through (15), “military equipment” does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.

(d) “Military equipment use policy” means a publicly released, written document governing the use of military equipment by a law enforcement agency or a state agency that addresses, at a minimum, all of the following:

(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment.

(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment.

(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment.

(4) The legal and procedural rules that govern each authorized use.

(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy.

(6) The mechanisms to ensure compliance with the military equipment use policy, including which independent persons or entities have oversight

authority, and, if applicable, what legally enforceable sanctions are put in place for violations of the policy.

(7) For a law enforcement agency, the procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of military equipment, and how the law enforcement agency will ensure that each complaint, concern, or question receives a response in a timely manner.

(e) “State agency” means the law enforcement division of every state office, officer, department, division, bureau, board, and commission or other state body or agency, except those agencies provided for in Article IV (except Section 20 thereof) or Article VI of the California Constitution.

(f) “Type” means each item that shares the same manufacturer model number.

7071. (a) (1) A law enforcement agency shall obtain approval of the governing body, by an ordinance adopting a military equipment use policy at a regular meeting of the governing body held pursuant to the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable, prior to engaging in any of the following:

(A) Requesting military equipment made available pursuant to Section 2576a of Title 10 of the United States Code.

(B) Seeking funds for military equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.

(C) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.

(D) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body.

(E) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.

(F) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of, military equipment.

(G) Acquiring military equipment through any means not provided by this paragraph.

(2) No later than May 1, 2022, a law enforcement agency seeking to continue the use of any military equipment that was acquired prior to January 1, 2022, shall commence a governing body approval process in accordance with this section. If the governing body does not approve the continuing use of military equipment, including by adoption pursuant to this subdivision of a military equipment use policy submitted pursuant to subdivision (b), within 180 days of submission of the proposed military equipment use policy to the governing body, the law enforcement agency shall cease its use of

the military equipment until it receives the approval of the governing body in accordance with this section.

(b) In seeking the approval of the governing body pursuant to subdivision (a), a law enforcement agency shall submit a proposed military equipment use policy to the governing body and make those documents available on the law enforcement agency's internet website at least 30 days prior to any public hearing concerning the military equipment at issue.

(c) The governing body shall consider a proposed military equipment use policy as an agenda item for an open session of a regular meeting and provide for public comment in accordance with the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable.

(d) (1) The governing body shall only approve a military equipment use policy pursuant to this chapter if it determines all of the following:

(A) The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.

(B) The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.

(C) If purchasing the equipment, the equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.

(D) Prior military equipment use complied with the military equipment use policy that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

(2) In order to facilitate public participation, any proposed or final military equipment use policy shall be made publicly available on the internet website of the relevant law enforcement agency for as long as the military equipment is available for use.

(e) (1) The governing body shall review any ordinance that it has adopted pursuant to this section approving the funding, acquisition, or use of military equipment at least annually and, subject to paragraph (2), vote on whether to renew the ordinance at a regular meeting held pursuant to the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable.

(2) The governing body shall determine, based on the annual military equipment report submitted pursuant to Section 7072, whether each type of military equipment identified in that report has complied with the standards for approval set forth in subdivision (d). If the governing body determines that a type of military equipment identified in that annual military equipment report has not complied with the standards for approval set forth in subdivision (d), the governing body shall either disapprove a renewal of the authorization for that type of military equipment or require modifications

to the military equipment use policy in a manner that will resolve the lack of compliance.

(f) Notwithstanding subdivisions (a) to (e), inclusive, if a city contracts with another entity for law enforcement services, the city shall have the authority to adopt a military equipment use policy based on local community needs.

7072. (a) A law enforcement agency that receives approval for a military equipment use policy pursuant to Section 7071 shall submit to the governing body an annual military equipment report for each type of military equipment approved by the governing body within one year of approval, and annually thereafter for as long as the military equipment is available for use. The law enforcement agency shall also make each annual military equipment report required by this section publicly available on its internet website for as long as the military equipment is available for use. The annual military equipment report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of military equipment:

(1) A summary of how the military equipment was used and the purpose of its use.

(2) A summary of any complaints or concerns received concerning the military equipment.

(3) The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.

(4) The total annual cost for each type of military equipment, including acquisition, personnel, training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the military equipment in the calendar year following submission of the annual military equipment report.

(5) The quantity possessed for each type of military equipment.

(6) If the law enforcement agency intends to acquire additional military equipment in the next year, the quantity sought for each type of military equipment.

(b) Within 30 days of submitting and publicly releasing an annual military equipment report pursuant to this section, the law enforcement agency shall hold at least one well-publicized and conveniently located community engagement meeting, at which the general public may discuss and ask questions regarding the annual military equipment report and the law enforcement agency's funding, acquisition, or use of military equipment.

7073. (a) A state agency shall create a military equipment use policy prior to engaging in any of the following:

(1) Requesting military equipment made available pursuant to Section 2576a of Title 10 of the United States Code.

(2) Seeking funds for military equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.

(3) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.

(4) Collaborating with a law enforcement agency or another state agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body.

(5) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.

(6) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, or to apply to receive, acquire, use, or collaborate in the use of, military equipment.

(7) Acquiring military equipment through any means not provided by this subdivision.

(b) No later than May 1, 2022, a state agency seeking to continue the use of any military equipment that was acquired prior to January 1, 2022, shall create a military equipment use policy.

(c) A state agency that is required to create a military equipment use policy pursuant to this section shall do both of the following within 180 days of completing the policy:

(1) Publish the military equipment use policy on the agency's internet website.

(2) Provide a copy of the military equipment use policy to the Governor or the Governor's designee.

7074. The Legislature finds and declares that ensuring adequate oversight of the acquisition and use of military equipment is a matter of statewide concern rather than a municipal affair as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this chapter applies to all cities, including charter cities and shall supersede any inconsistent provisions in the charter of any city, county, or city and county.

7075. Nothing in this chapter shall preclude a county or local municipality from implementing additional requirements and standards related to the purchase, use, and reporting of military equipment by local law enforcement agencies.

SEC. 3. The Legislature finds and declares that Section 1 of this act, which adds Chapter 12.8 (commencing with Section 7070) to Division 7 of Title 1 of the Government Code, furthers, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

Requiring local agencies to hold public meetings prior to the acquisition of military equipment further exposes that activity to public scrutiny and enhances public access to information concerning the conduct of the people's business.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district under this act would

result from a legislative mandate that is within the scope of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution.

O