

**CAPITOLA CITY COUNCIL  
DRAFT REGULAR MEETING MINUTES  
THURSDAY, DECEMBER 9, 2021 - 6 PM**

**CLOSED SESSION – 5 PM**

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to § 54956.9(d)(2)  
(one potential case)

**REGULAR MEETING OF THE CAPITOLA CITY COUNCIL - 6 PM**

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

Council Member Jacques Bertrand: Remote, Council Member Kristen Petersen: Remote, Vice Mayor Sam Storey: Remote, Mayor Yvette Brooks: Remote, Council Member Margaux Keiser: Remote.

**2. REPORT ON CLOSED SESSION**

City Attorney Zutler announced that no action was taken.

**3. ADDITIONAL MATERIALS**

A. Item 8.B – one staff memo and report

**4. ADDITIONS AND DELETIONS TO AGENDA – NONE**

**5. ORAL COMMUNICATIONS**

Tom Brady announced that RPM Training selected Capitola Junior Guards as a beneficiary of their annual fundraising campaign.

**6. STAFF / CITY COUNCIL COMMENTS**

Community Development Director Herlihy updated Council on the economic development grants designed for local business rent relief and said that due to less businesses qualifying than originally projected, Staff intends to double the funding amount for those that do qualify.

Council Member Petersen reminded Staff and Council about the upcoming RHNA housing allocations.

**7. CONSENT ITEMS**

<b>RESULT:</b>	<b>APPROVED, ADOPTED, PASSED, AND DETERMINED AS RECOMMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Jacques Bertrand
<b>SECONDER:</b>	Sam Storey
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

A. Consider the Minutes from the November 23 Regular City Council Meeting  
RECOMMENDED ACTION: Approve the minutes.

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- B. Adopt a Resolution Setting the Interest Rate for Tenants' Security Deposits for 2022 at Zero Percent (0.00%)  
RECOMMENDED ACTION: Adopt proposed resolution.
- C. Update Hourly and Seasonal Salary Schedule  
RECOMMENDED ACTION: Adopt the proposed resolution amending the hourly and seasonal Pay Schedule.
- D. Mandatory Organics Waste Disposal Reduction Ordinance  
RECOMMENDED ACTION: Pass ordinance repealing Capitola Municipal Code Chapter 8.04: Garbage and enacting Chapter 8.04: Solid Waste and Edible Food Recovery.
- E. Consider an Outdoor Dining Ordinance, a Resolution for Coastal Commission Certification, and Update Administrative Policy I-36  
RECOMMENDED ACTION:
  - 1. Pass an ordinance of the City of Capitola repealing and replacing Municipal Code Sections 17.96.170 and amending Municipal Code Section 17.120.030, related to outdoor dining in the public right of way.
  - 2. Adopt the proposed resolution authorizing staff to submit the Zoning Code Update/Local Coastal Plan Update to the Coastal Commission for Certification.
  - 3. Approve the updated Administrative Policy I-36 for the Village Outdoor Dining Program.
- 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 that there is a need to continue action; and 2) Adopt the proposed resolution authorizing the Capitola City Council (along with the Planning Commission and all advisory bodies) to continue to conduct teleconferencing meetings.

**8. GENERAL GOVERNMENT / PUBLIC HEARINGS**

- A. Council Reorganization for 2022  
RECOMMENDED ACTION: Select and vote to approve a new Mayor and Vice-Mayor.

In public comment, Larry and Sedona Brooks congratulated Mayor Brooks on her year as Mayor and wished her a happy Birthday.

Mayor Brooks thanked the City Manager and staff for their resilience and hard work, thanked her family, and thanked the rest of Council for all they do for the community. Lastly she thanked community members.

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<b>MOTION:</b>	<b>NOMINATE SAM STOREY AS CITY COUNCIL'S 2022 MAYOR</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristen Petersen
<b>SECONDER:</b>	Jacques Bertrand
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

Council thanked Mayor Brooks for her leadership and work during 2021.

<b>MOTION:</b>	<b>NOMINATE MARGAUX KEISER AS CITY COUNCIL'S 2022 VICE-MAYOR</b>
<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Kristen Petersen
<b>SECONDER:</b>	Jacques Bertrand
<b>AYES:</b>	Bertrand, Petersen, Storey, Brooks, Keiser

B. Receive a Report on Bids Received for the 2021 Road Repair Project and Consider Awarding a Contract

RECOMMENDED ACTION: Receive a report on construction bids received on Wednesday December 8, 2021, for the 2021 Road Repair Project and consider award of contract.

Public Works Director Jesberg thanked Mayor Brooks for her support of past Public Works projects and presented a staff report on upcoming road repair.

Council Member Bertrand asked about future work at the intersection of Capitola Road and Bay Avenue, in hopes that the area could be under construction a single time. Director Jesberg said that any round-about work is several years away.

There was no public comment.

<b>RESULT:</b>	<b>RECEIVE REPORT</b>
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**9. ADJOURNMENT**

The meeting was closed at 6:45PM to the next regular City Council meeting on January 13, 2022.

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Yvette Brooks, Mayor

ATTEST:

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Chloé Woodmansee, City Clerk