

City of Capitola

City Council Meeting Minutes

Thursday, February 09, 2023 – 6:00 PM



City Council Chambers
420 Capitola Avenue, Capitola, CA 95010

Mayor: Margaux Keiser

Vice Mayor: Kristen Brown

Council Members: Yvette Brooks, Joe Clarke, Alexander Pedersen

Regular Meeting of the Capitola City Council – 6 PM

1. Roll Call and Pledge of Allegiance

The meeting was called to order at 6:02 PM. In attendance: Council Members Brooks, Clarke, Pedersen, Brown, and Mayor Keiser.

2. Additions and Deletions to the Agenda - None

3. Additional Materials

One email was received from a member of the public regarding the Housing Element but it was received after the deadline to distribute to Council.

4. Oral Communications by Members of the Public - None

5. Staff / City Council Comments

Nikki Bryant LeBlond advised the City Council that there will be a Beach Cleanup Event on February 19, 2023, at 9 AM.

Council Member Clarke advised that there was a fundraiser on February 25, 2023 to benefit the Mid-County Senior Center.

6. Consent Items

A. Consider and Approve 1/26/2023 City Council Meeting Minutes

B. 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.

C. Revised 2023 City Council Meeting Schedule

Recommended Action: Approve the revised 2023 City Council Meeting Schedule to correct the second February meeting date.

D. Liability Claims

Recommended Action: Deny Matt Schaffer and Sonia Miller liability claims.

E. Design Contract for the Jade Street Park Universally Accessible Playground Project

Recommended Action: Authorize the City Manager to execute a Professional Services Agreement with Verde Design in an amount not to exceed \$87,053 for the design of a universally accessible playground at Jade Street Park in substantially similar form, as approved by the City Attorney, as the attached Agreement.

Motion to approve the Consent Calendar: Council Member Pedersen

Seconded: Council Member Clarke

Voting Yea: Mayor Keiser, Vice Mayor Brown, Council Member Brooks, Council Member Pedersen, Council Member Clarke

7. General Government / Public Hearings

- A. Prospect Walking Path Repair and Continued Maintenance

Recommended Action: Provide direction to staff on the repair, continued maintenance and future use of the Prospect Walking Path.

Public Works Director Kahn presented the staff report.

Council Member discussion included: ADA compliance, use of Resiliency Funds from the FY 2022-23 Budget, and timeline of repairs.

Motion to use Resiliency Funds to repair the walking path that is currently in place, then apply for FEMA reimbursement: Council Member Brooks

Seconded: Vice Mayor Brown

Voting Yea: Mayor Keiser, Vice Mayor Brown, Council Member Brooks, Council Member Pedersen, Council Member Clarke

- B. Storm Update and General Special Event Permit for a Capitola Village Benefit Concert

Recommended Action: Receive update regarding the 2022-2023 Winter Storm Event and approve a General Special Event Permit for a Capitola Village Benefit Concert, including an Encroachment Permit and an Amplified Sound Permit.

City Manager Goldstein and Police Chief Dally presented the staff report.

Public Comment received from a resident who said that Congressman Jimmy Panetta will be in attendance.

Council Member discussion included compliments to staff and business owners on the bike corral.

Motion to approve the General Special Event Permit, including the Encroachment Permit and Amplified Sound Permit: Council Member Clarke

Motion amended to waive fees and seconded: Council Member Brooks

Voting Yea: Vice Mayor Brown, Council Member Brooks, Council Member Pedersen, Council Member Clarke

Abstaining: Mayor Keiser

- C. Citywide Housing Element

Recommended Action: 1) Receive the presentation introducing the Housing Element Update and provide feedback regarding the planned update process.

Community Development Director Herlihy and Consultant Veronica Tam presented the staff report.

Council Member discussion included: City requirements for building once the Housing Element is adopted, community outreach efforts, timeline for zoning updates, and City Council representation on AMBAG during the RHNA allocation process.

Public Comment received from John Mulry, who inquired about AMBAG representation and lack of development in Capitola that may have led to RHNA allocations. Staff clarified

that the RHNA allocation process is not punitive and that there was representation on AMBAG during the process.

8. Adjournment - *Adjourned at 7:33 PM to the next regularly scheduled meeting on February 23, 2023.*