

City of Capitola

City Council Meeting Minutes

Thursday, June 27, 2024 – 5:00 PM



City Council Chambers
420 Capitola Avenue, Capitola, CA 95010

Mayor: Kristen Brown

Vice Mayor: Yvette Brooks

Council Members: Joe Clarke, Margaux Morgan, Alexander Pedersen

Closed Session – 4 PM

- i. CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code § 54957.6)
Negotiator: Mark Wilson, Labor and Employment Practice, Burke, Williams, & Sorensen, LLP;
Samantha Zutler, City Attorney
Employee Organizations: Mid-Management Employees, Police Captains, Management, and City Manager
- ii. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov't Code §54957(b))
City Council's Performance Evaluation of the City Attorney

Regular Meeting of the Capitola City Council – 5 PM

1. **Roll Call and Pledge of Allegiance** – *The meeting was called to order at 5:00 PM. In attendance: Council Members Clarke, Morgan, Vice Mayor Brooks, and Mayor Brown. Absent: Council Member Pedersen.*
2. **Additions and Deletions to the Agenda** – *None*
3. **Presentations**
 - A. *Mayor Brown presented a Proclamation honoring July 2024 as Park and Recreation Month.*
4. **Report on Closed Session** – *The City Council met and discussed two items on the Closed Session agenda. No reportable action was taken.*
5. **Additional Materials**
 - A. *Item 9A – Five applications for the Finance Advisory Committee & one email was received.*
 - B. *Item 9B – Two emails were received.*
6. **Oral Communications by Members of the Public**
 - *Goran Klepic*
 - *Marilyn Garrett*
7. **Staff / City Council Comments**
 - *City Manager Goldstein shared an update on Consent Item 8C and shared a public service announcement to elected and appointed officials about the City's email spam filter.*
 - *City Attorney Zutler provided an update on the CBRT Ballot Measure struck down by the California Supreme Court.*
 - *Vice Mayor Brooks advised the public on programming from Central Coast Community Energy.*

- *Council Member Clarke thanked Save the Wave for their efforts to include Capitola into the World Surfing Reserve.*
- *Mayor Brown requested that the City review parental leave provisions for elected officials.*

8. Consent Items

- A. City Council Meeting Minutes
Recommended Action: Approved minutes from the regular meeting on June 13, 2024.
- B. City Check Registers
Recommended Action: Approved check registers dated May 31, 2024, and June 14, 2024.
- C. Opal Cliffs School Lease Agreement
Recommended Action: Authorized the City Manager to enter a lease agreement with the Soquel Union Elementary School District for classroom space at Opal Cliffs School beginning on July 1, 2024.
- D. Afterschool Scholarship & Equity Swim Donation
Recommended Action: Accepted a donation of \$20,000 for Afterschool Rec Club participant scholarships and \$16,000 for the Equity Swim Program from the Soquel Union Elementary School District and authorized the City Manager, or his designee, to execute a Memorandum of Understanding between the City of Capitola and the Soquel Union Elementary School District.
- E. Santa Cruz World Surfing Reserve
Recommended Action: Adopted Resolution No. 4383 to incorporate Capitola into the Santa Cruz World Surfing Reserve.
- F. Wharf Grand Opening Special Event Permit
Recommended Action: Approved a new single-day Major Special Event Permit on September 25, 2024, for the Capitola Wharf Grand Opening and Ribbon Cutting.

Motion to approve the Consent Calendar: Council Member Morgan

Second: Council Member Clarke

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

9. General Government / Public Hearings

- A. City Council Appointments to City Advisory Bodies
Recommended Action: Appoint members of the public to the City of Capitola Finance Advisory Committee.

City Clerk Gautho presented the staff report.

Public Comments:

- ***Anthony Guajardo***
- ***Keith Cahalen***
- ***Matt Arthur***

Motion to appoint Anthony Guajardo and Matt Arthur to terms expiring on December 31, 2024: Vice Mayor Brooks

Second: Council Member Morgan

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

- B. 2024 General Municipal Election

Recommended Action: 1) Adopted Resolution No. 4384 ordering the 2024 General Municipal Election, requesting the Santa Cruz County Department of Elections conduct the election, and requesting consolidation of the General Municipal Election in the City of Capitola on Tuesday, November 5, 2024; and

2) Adopted Resolution No. 4385 submitting a ballot measure to Capitola voters to increase the City's transactions and use tax through December 31, 2034 at the General Municipal Election to be held on Tuesday, November 5, 2024, requesting consolidation by the Santa Cruz County Board of Supervisors of the election regarding said measure with the Statewide General Election to be held on the same date and that Santa Cruz County provide election services with full reimbursement by the City of Capitola, directing the City Attorney to prepare an impartial analysis, authorizing the City Council to appoint two City Council Members to an ad hoc subcommittee to submit an argument supporting the Measure, and releasing the rebuttal argument.

City Clerk Gautho presented the staff report for general election actions.

Public Comments: None

Motion to adopt Resolution No. 4384: Council Member Morgan

Second: Council Member Clarke

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

City Clerk Gautho and City Manager Goldstein presented the staff report for the proposed sales tax measure.

Public Comments: None

The City Council requested that staff look into the feasibility of creating a Resolution of Intent to address potential uses for sales tax measure revenues.

Motion to adopt Resolution No. 4385 with changes as recommended by the City Attorney; appointed Council Member Clarke and Vice Mayor Brooks to the subcommittee; and bring back an argument for City Council approval on July 25th: Vice Mayor Brooks

Second: Council Member Morgan

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

C. VDUBlicious Car Show

Recommended Action: Approve or deny a request for a new Major Special Event Permit from the VDUBlicious Car Club requesting to host a car show in the Capitola Village on August 10, 2024, from 7:00 am to 5:00 pm.

Police Captain Ryan presented the staff report.

Public Comments:

- **Lance Lubarsky**
- **Matt Arthur**
- **Mary Beth Cahalen**
- **Anthony Guajardo**

The City Council requested that the applicant work with the Police Department to find another date and requested that staff work with special event applicants to recoup parking revenue loss.

- D. Cliff Drive Resiliency Project
Recommended Action: Received a progress report on the Cliff Drive Resiliency Project and provide feedback on design alternatives.

Public Works Director Kahn presented the staff report.

Public Comments: None

The City Council identified the Cliff Drive Resiliency Project as a high priority project.

- E. Memorandum of Understanding with the Mid-Management Employee Group and Management and City Manager Compensation Plans
Recommended Action: Authorized the City Manager to: 1) Execute a successor agreement to the existing Memorandum of Understanding with negotiated changes for the Mid-Management Employee Group, subject to technical corrections and 2) Execute a successor agreement to the existing Management Compensation Plan; and Authorized the Mayor to execute the Eighth Amendment to the City Manager Employment Agreement.

Chloe Woodmansee, Assistant to the City Manager, presented the staff report.

Public Comments: None

Motion to authorize the City Manager to execute MOU with Mid-Management and Management Compensation Plan, and authorize Mayor to execute amendment to the City Manager’s employment agreement: Council Member Morgan

Second: Council Member Clarke

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

- F. Fiscal Year 2024-2025 Budget and Capital Improvement Program
Recommended Action: 1) Adopted Resolution No. 4386 adopting the Fiscal Year 2024-25 City Budget and Capital Improvement Program; and 2) adopted Resolution No. 4387 adopting the associated Salary Schedule and new job descriptions.

Finance Director Malberg presented the staff report.

Motion to adopt Resolution Nos. 4386 and 4387: Council Member Morgan

Second: Vice Mayor Brooks

Voting Yea: Council Members Clarke, Morgan, Vice Mayor Brooks, Mayor Brown

Absent: Council Member Pedersen

10. Adjournment – The meeting was adjourned at 6:46 PM. The next regularly scheduled City Council meeting is on July 25, 2024 at 6:00 PM.

ATTEST:

Kristen Brown, Mayor

Julia Gautho, City Clerk