

City of Capitola

City Council Meeting Minutes

Thursday, May 23, 2024 – 6:00 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 – 5:30 PM

- i. CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code § 54957.6)
Negotiator: Mark Wilson, Labor and Employment Practice, Burke, Williams, & Sorensen, LLP
Employee Organizations: Association of Capitola Employees, Police Officers Association, Mid-Management Employees, Confidential Employees, Police Captains, and Management

Regular Meeting of the Capitola City Council – 6 PM

1. **Roll Call and Pledge of Allegiance** – *The meeting was called to order at 6:09 PM. In attendance: Council Members Clarke, Morgan, Pedersen, and Vice Mayor Brooks. Absent: Mayor Brown.*
2. **Additions and Deletions to the Agenda** – *None*
3. **Report on Closed Session** – *The City Council met and discussed one item on the Closed Session agenda. The City Council will return to Closed Session at the conclusion of the regular meeting agenda.*
4. **Additional Materials**
 - A. *One letter was received relating to Closed Session Item i.*
5. **Oral Communications by Members of the Public**
 - *Charlotte Link*
 - *Marilyn Garrett*
 - *Goran Klepic*
 - *Kevin Norton*
6. **Staff / City Council Comments**
 - *City Manager Goldstein congratulated the Police Department on the Skatetola Event.*
 - *Council Member Clarke echoed the City Manager's comments.*
 - *Council Member Morgan commended the Public Works Department for their work on the beach.*
 - *Vice Mayor Brooks provided a report about her attendance at the Santa Cruz County Business Chamber Event with Speaker Rivas; shared that she has resigned from her role as the Chair of the Children's Network; shared that she will be representing Capitola on a trip to the Netherlands through Ecology Action to learn about bicycle infrastructure; requested that the City Manager provide information about a resident proposed soda tax in the Friday Update.*
7. **Consent Items**

- A. City Council Meeting Minutes
Recommended Action: Approved minutes from the special meeting on May 7, the regular meeting on May 9, and the special meeting on May 16, 2024.
- B. Plan Review Consulting Services Agreement
Recommended Action: Adopted Resolution No. 4366 authorizing the City Manager to execute a sole-source Professional Services Agreement with CSG Consultants in an amount not to exceed \$300,000 for on-call Building Division and Public Works Department contract services for three years.
- C. GreenWaste Annual Rate Adjustment
Recommended Action: Adopted Resolution No. 4367 approving the contractual rate increase for collection and disposal of residential and commercial garbage, recycling, organics, food waste, yard waste, and construction and demolition debris, effective July 1, 2024, according to the Service Rate Schedule formula of the Franchise Agreement with GreenWaste Recovery, Inc.
- D. Dakota Apartments Grant Application
Recommended Action: Adopted Resolution No. 4368 authorizing the City Manager to apply for up to \$900,000 in HOME Program Income funds for the rehabilitation of the Dakota Apartments.
- E. Park at Rispin Mansion Deed Restriction
Recommended Action: Adopted Resolution No. 4369 authorizing the City Manager to execute a deed restriction on a City-owned parcel (APN 035-347-01) for the Park at Rispin Mansion.
- F. Contract with Ben Noble Planning
Recommended Action: Adopted Resolution No. 4370 authorizing the City Manager to execute a sole-source Professional Services Agreement with Ben Noble Planning in the amount of \$124,375 to implement Housing Element action items into the Capitola Zoning Code and process annual Zoning Code updates.
- G. Business Improvement Assessments FY 2024-25
Recommended Action: Adopted Resolution No. 4371 providing notification of the City's intent to levy business improvement assessments for Fiscal Year (FY) 2024-25; accepting the annual report and proposed budget of the Capitola Village and Wharf Business Improvement Area; setting the date for a public hearing to be held on Thursday, June 13, 2024; and outlining noticing requirements.
- H. City of Capitola Military Equipment Use
Recommended Action: Adopted Resolution No. 4372 renewing Chapter 2.60 of the Capitola Municipal Code entitled Military Equipment Use Ordinance, Capitola Military Equipment Use Policy 706, and finding that the annual Military Equipment Report complies with the standards of approval outlined in Government Code Section 7071(d).

Motion to approve the Consent Calendar: Council Member Clarke

Second: Council Member Pedersen

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

Absent: Mayor Brown

8. General Government / Public Hearings

- A. COE Bylaws & FY 2023-25 Goals
Recommended Action: Adopted Resolution No. 4373 adopting amended Commission on the Environment Bylaws and approved the list of Commission on the Environment Goals for FY 2023-25.

Erika Senyk, Environmental Projects Manager, Jason Shepherdson, Chair of the COE, and Michelle Beritzhoff-Law, COE Commissioner, presented the staff report.

Public Comment:

- ***Marilyn Garrett***

The City Council commended the COE for their work on the Bylaws and Workplan and requested that the COE discuss the effects of the Wharf Project on pollution and trash, enforcement of the plastic bag ban, and alignment with Central Coast Community Energy policies.

Motion to adopt the resolution and approve the workplan: Council Member Morgan

Second: Council Member Clarke

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

Absent: Mayor Brown

B. Parks Use Policy and Resolution

Recommended Action: Adopted Resolution No. 4374 adopting Administrative Policy V-21: City Park Reservation Permit Use Policy (“Park Reservation Policy”) and directed staff to return to the City Council with amendments to the fee schedule to reflect proposed park space reservation fees.

Recreation Division Manager Bryant presented the staff report.

Public Comment:

- ***Marilyn Garrett***

The City Council requested that staff provide an update on the addition of translation services to the City’s Recreation reservation system, requested that there is a clear contact person for reservation holders during weekend reservations, requested removal of restrictions on barbecue locations, and requested review of the policy in 6 months.

Motion to adopt the resolution : Council Member Clarke

Second: Council Member Pedersen

Motion amended to amend the policy to remove restrictions on barbecue locations: Council Member Pedersen

Amendment Accepted: Council Member Clarke

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

Absent: Mayor Brown

C. Community Center Renovation Project

Recommended Action: 1) Authorized the City Manager to execute Amendment 2 to the Professional Services Agreement with Boone Low Ratliff Architects in the amount of \$37,000, for a total contract value of \$560,713; and 2) authorized the City Manager to execute a Professional Services Agreement with Cumming Group in the amount of \$300,000 for construction management services for the Community Center Renovation Project.

Public Works Director Kahn presented the staff report.

Motion to approve the amendment and agreement: Council Member Morgan

Second: Council Member Clarke

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

Absent: Mayor Brown

- 9. Adjournment** – *The City Council adjourned to Closed Session at 7:42 PM. The City Council met and discussed one item on the Closed Session agenda and completed Closed Session at 8:10 PM, no reportable action was taken. The meeting adjourned at 8:10 PM. The next City Council meeting is on May 30, 2024, at 6:00 PM.*