

City of Capitola

City Council Meeting Minutes

Thursday, August 24, 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

Closed Session – 5 PM

- i. CONFERENCE WITH LABOR NEGOTIATORS (Gov. Code § 54957.6)
Negotiator: Chloé Woodmansee, Assistant to the City of Manager
Employee Organizations: Association of Capitola Employees, Police Officers Association, Mid-Management Employees, Confidential Employees, Police Captains, and Management
- ii. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Gov. Code § 54956.9)
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: one case

Regular Meeting of the Capitola City Council – 6 PM

- 1. Roll Call and Pledge of Allegiance** – *The meeting was called to order at 6:04 PM. In attendance: Council Members Brooks, Clarke, Pedersen, and Mayor Margaux Keiser. Absent: Vice Mayor Brown.*
- 2. Additions and Deletions to the Agenda** – *None*
- 3. Presentations**
 - A. *Sarah Emmert, Director of Community Impact, presented a Grant Report from United Way*
 - B. *Finance Director Malberg introduced Jennifer Davis, Finance Account Clerk*
- 4. Report on Closed Session** – *The City Council met and discussed Item (i) on the Closed Session agenda. No reportable action was taken.*
- 5. Additional Materials**
 - A. *Additional Materials - Item 9A - Updated Administrative Policy Attachment*
- 6. Oral Communications by Members of the Public**
 - *Resident spoke about similarities between Capitola and Lahaina.*
 - *Goran Klepic, Santa Cruz County resident, spoke about drinking in public.*
 - *Laurie Hill, resident, spoke about the Ukrainian Art in the Park event on August 26th.*
 - *Mary Beth Cahalen, resident, spoke about the Capitola Beach Festival.*
- 7. Staff / City Council Comments**
 - *Recreation Division Manager Leblond Bryant advised the City Council that the tree stump art installation is complete.*
 - *Council Member Brooks commended the Recreation Division on their summer programming.*
 - *Council Member Clarke thanked community volunteers.*

8. Consent Items

- A. City Council Meeting Minutes
Recommended Action: Approve minutes from the regular meeting on July 27, 2023.
- B. City Check Register
Recommended Action: Approve City Check Register Dated July 21, 2023.
- C. Comprehensive Fee Study Agreement
Recommended Action: Authorize the City Manager to execute a Professional Services Agreement with Willdan Financial Services to conduct a Comprehensive User Fee Study and Overhead Cost Allocation Plan in an amount not-to-exceed \$34,910.
- D. Freeway Maintenance Agreement with the State of California Department of Transportation
Recommended Action: Approve the Freeway Maintenance Agreement with the State of California Department of Transportation (Caltrans) and authorize the Mayor to execute the agreement.
- E. Stockton Bridge Debris Mitigation Project Funding
Recommended Action: Adopt a resolution authorizing the acceptance of \$500,000 in grant funds from the California Department of Water Resources (CDWR) for the Stockton Bridge Debris Mitigation Project, amending the FY 2023-24 Adopted Budget, and authorizing the City Manager to execute the grant agreement on behalf of the City.
- F. Donation Acceptance
Recommended Action: Accept donation of \$30,000 from the Soquel Union Elementary School District for the Afterschool Rec Club Participant Scholarship; and authorize the City Manager, or his designee, to sign the Memorandum of Understanding.
- G. ABC Alcohol Policing Partnership Program Grant
Recommended Action: Adopt a resolution accepting a State of California Department of Alcoholic Beverage Control Grant in the amount of \$38,002 and amending the FY 2023-24 general fund operating budget to increase revenues and expenditures by \$38,002; and authorize the Police Chief to execute the grant agreement with the State of California Department of General Services.
- H. Purchase Police Motorcycle
Recommended Action: Authorize the Police Department to purchase a replacement motorcycle in an amount not to exceed \$34,000; and adopt a resolution amending the Fiscal Year 2022-23 Budget in the amount of \$34,000.
- I. City Investment Policy Amendment
Recommended Action: Approve changes to Administrative Policy Number III-1: Investment Policy, as recommended by the Finance Advisory Committee.

Motion to approve the Consent Calendar: Council Member Brooks

Seconded: Council Member Pedersen

Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser

Absent: Vice Mayor Brown

9. General Government / Public Hearings

- A. Capitola Wharf Enhancement Project Fundraising Partnership
Recommended Action: Adopt a resolution outlining expectations and understanding between the City and the community-led fundraising campaign for the Capitola Wharf Enhancement Project and approve a donor recognition policy for wharf enhancements.

Public Works Director Kahn presented the staff report.

Public Comments:

- **Resident spoke in support of the CWEP enhancements but requested that staff remember that this is a fishing pier. Resident pledged to pay for a fish cleaning station.**

Council Member discussion included clarification on the unfunded project elements and a request for clarification on the proposed policy.

Motion to adopt the resolution: Council Member Brooks

Seconded: Council Member Clarke

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

Staff met with CWEP representatives to negotiate the Administrative Policy language during the course of the meeting.

Motion to adopt the Donor Recognition Administrative Policy with edits as provided by staff: Council Member Brooks

Seconded: Council Member Clarke

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

B. Octoberfest Event Permit

Recommended Action: Consider approving a new single-day General Special Event Permit on October 14, 2023, for a Capitola Village benefit concert to fundraise for the Capitola Wharf Enhancement Project.

Police Captain Ryan presented the staff report.

Public Comments:

- **Mary Beth Cahalen, resident, spoke in favor of waiving fees for the event.**

Council Member discussion included potential for fee waivers.

Motion to approve the General Special Event Permit as a City sanctioned event, thereby waiving the fees: Council Member

Motion died for lack of second.

Motion to approve the General Special Event Permit: Council Member Pedersen

Seconded: Council Member Clarke

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

C. CDBG-CV Grant Closeout

Recommended Action: Conduct a duly noticed public hearing to receive a report summarizing the allocation of grant funding under State CDBG-CV Agreements and direct staff to proceed with submitting required closeout documents to the State.

Community Development Director Herlihy presented the staff report.

Motion to direct staff to submit required closeout documents to the State: Council Member Pedersen

Seconded: Council Member Brooks

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

D. Chapter 18.02 Affordable (Inclusionary) Housing

Recommended Action: Introduce, by title only, waiving further reading of the text, an ordinance of the City of Capitola amending Chapter 18.02 of the Capitola Municipal Code, Affordable (Inclusionary) Housing.

Community Development Director Herlihy presented the staff report.

Motion to introduce the ordinance: Council Member Brooks

Seconded: Council Member Clarke

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

E. League of California Cities Annual Conference Voting Delegate

Recommended Action: Designate the City of Capitola’s voting delegate and alternate to the League of California Cities Annual Conference.

City Clerk Moss presented the staff report.

Motion to appoint Council Member Pedersen as the primary delegate and Council Member Brooks as an alternate delegate: Council Member Clarke

Seconded: Council Member Brooks

Voting Yea: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser

Absent: Vice Mayor Brown

10. Adjournment – *Adjourned at 7:40 PM to the next regularly scheduled meeting on September 14, 2023, at 6:00 PM.*