

City of Capitola

City Council Meeting Minutes

Thursday, May 09, 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. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code § 54957(b))
City Council's Annual Performance Evaluation of the City Manager
- ii. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov't Code § 54956.8)
Property: Capitola Wharf Buildings, 1400 Wharf Road (APN: 034-072-01)
City Negotiator: Jamie Goldstein, City Manager
Negotiating Parties: JFS Incorporated (dba Capitola Boat and Bait)
Under Negotiation: Price and terms of payment

Regular Meeting of the Capitola City Council – 6 PM

1. **Roll Call and Pledge of Allegiance** – *The meeting was called to order at 6:05 PM. In attendance: Council Members Clarke, Morgan, Pedersen, Vice Mayor Brooks, and Mayor Brown.*
2. **Additions and Deletions to the Agenda** – *None*
3. **Report on Closed Session** – *The City Council met and discussed two items on the Closed Session agenda. No reportable action was taken.*
4. **Additional Materials**
 - A. *Item 8A - Correspondence Received*
5. **Oral Communications by Members of the Public**
 - *Mary Beth Cahalen*
 - *Paz Padilla*
 - *James Whitman*
 - *Marilyn Garrett*
 - *Gorin Klepic*
 - *Gerry Jensen*
6. **Staff / City Council Comments**
 - *Recreation Division Manager Bryant advised the City Council that the Art & Cultural Commission is in the process of reviewing a public art project at Monterey Park.*
 - *Council Member Clarke advised the public of a beach cleanup event on Saturday, May 11th.*
 - *Council Member Morgan commended the Public Works Department on the re-striping of the roads in the Capitola Village.*
 - *Mayor Brown commended the Community Action Board for their work in Capitola and advised the City Council she will be absent from the May 23rd City Council meeting.*

7. Consent Items

- A. City Council Meeting Minutes
Recommended Action: Approved minutes from the regular meeting on April 25, 2024.
- B. City Check Registers
Recommended Action: Approved check registers dated April 19, 2024, and April 26, 2024.
- C. Freeway Maintenance Agreement for Portions of Highway 1
Recommended Action: Approved the Freeway Maintenance Agreement (FMA) with the State of California Department of Transportation (Caltrans) and authorized the City Manager and Mayor to execute the agreement.
- D. Long Term Usage of the Capitola Wharf
Recommended Action: Authorize staff to issue a Request for Proposals for outreach, planning and design services for the long-term Capitola Wharf Use and Structure Plan. ***(Pulled for discussion and moved to the General Government Section)***

Vice Mayor Brooks pulled Item 7D from the Consent Calendar for discussion.

Motion to approve Consent Calendar Items 7A – 7C: Council Member Morgan

Second: Council Member Clarke

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

8. General Government / Public Hearings

- A. Long Term Usage of the Capitola Wharf
Recommended Action: Authorized staff to issue a Request for Proposals for outreach, planning and design services for the long-term Capitola Wharf Use and Structure Plan.

Community Development Director Herlihy provided a staff report on Consent Item 7D to outline differences between the short term and long term plans for Wharf usage.

Public Comment:

- ***James Whitman***

Motion to approve Item 8A: Vice Mayor Brooks

Second: Council Member Morgan

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

- B. Temporary Wharf Use Plan
Recommended Action: Reviewed the Temporary Wharf Plan and directed staff to apply for permits for the temporary use plan with the California Coastal Commission.

Community Development Director Herlihy presented the staff report.

Public Comment:

- ***Mary Beth Cahalen***
- ***Speaker***
- ***Laurie Hill***
- ***Marilyn Garrett***
- ***Carin Hanna***
- ***Melinda Orbach***

The City Council discussed the option of two City sponsored events on the Wharf in 2024 (August and October).

Motion to host 3 City sponsored Food Truck Events on the Wharf in September and October with 3 food vendors and 1 beer and wine vendor from 4:30-7:30 PM: Vice Mayor Brooks

Motion amended to limit the event to 2 food vendors: Mayor Brown, Accepted by Vice Mayor Brooks

Second: Mayor Brown

Motion amended to allow trucks to begin set up at 3 PM: Council Member Clarke, Accepted by Vice Mayor Brooks and Mayor Brown

Motion withdrawn by Vice Mayor Brooks

Motion to host a ribbon cutting event August 14, 2024, and event in October 2024. The events will include 3 food vendors and 1 beer and wine vendor from 3-7 PM: Vice Mayor Brooks

Motion died for lack of second.

Motion to postpone planning for Summer 2025 until November 2024: Mayor Brown

Second: Vice Mayor Brooks

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

Motion to accept staff's recommended plan for 2024 Wharf programming: Council Member Pedersen

Second: Council Member Clarke

Motion amended to allow two food vendors instead of three: Mayor Brown, Amendment rejected by Council Member Pedersen

Motion amended to allow staff to determine event dates and times: Council Member Pedersen, Accepted by Council Member Clarke

Friendly amendment to allow food vendors from 12-5, beer and wine from 12-4, music from 2-4: Council Member Morgan, Accepted by Council Members Pedersen and Clarke

Motion: Approve two events on the Wharf on Sundays in September and October with food from noon to 5, beer and wine from noon to 4, and music from 2 to 4, including three food vendors and one beer and wine vendor.

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

Voting Nay: Mayor Brown

Motion to direct staff to apply for a Coastal Development Permit to permit the activities: Council Member Clarke

Second: Council Member Pedersen

Voting Aye: Council Members Clarke, Morgan, Pedersen, Vice Mayor Brooks, Mayor Brown

C. FAC Bylaws Amendment

Recommended Action: Adopted Resolution No. 4365 amending the Finance Advisory Committee Bylaws to change the composition of membership.

Finance Director Malberg presented the staff report.

Public Comment:

- **Melinda Orbach**

Motion to adopt the resolution: Council Member Morgan

Second: Council Member Pedersen

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

9. Adjournment – The meeting adjourned at 8:20 PM. The next meeting of the City Council is on May 16, 2024 at 6:00 PM.

ATTEST:

Kristen Brown, Mayor

Julia Gautho, City Clerk