

City of Capitola

City Council Meeting Agenda

Thursday, October 08, 2026 – 6:00 PM



City Council Chambers

420 Capitola Avenue, Capitola, CA 95010

Mayor: Margaux Morgan

Vice Mayor: Gerry Jensen

Council Members: Joe Clarke, Melinda Orbach, Susan Westman

Closed Session – 5:00 PM

Closed Sessions are not open to the public and held only on specific topics allowed by State Law (noticed below). An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council on closed session items only. There will be a report of any final decisions in City Council Chambers during the Open Session Meeting.

- i. Conference with Real Property Negotiators (Gov't Code § 54956.8)
Property: Capitola Wharf, 1400 Wharf Road, Capitola, CA 95010
Negotiator: Rudy Escalante, Interim City Manager
Negotiating Parties: TDD, LLC dba Capitola Boat and Bait
Under Negotiation: Lease Terms
- ii. CONFERENCE WITH LEGAL COUNSEL—LIABILITY CLAIMS (Gov. Code § 54956.95)
Claim Against the City of Capitola
Claimant: Kieran Patrick Ganly
- iii. Closed Session discussion pursuant to Government Code section 54957(b)(1): Public Employment (City Manager)

Regular Meeting of the Capitola City Council – 6 PM

1. Roll Call and Pledge of Allegiance

Council Members Joe Clarke, Melinda Orbach, Susan Westman, Vice Mayor Gerry Jensen, and Mayor Margaux Morgan

2. Additions and Deletions to the Agenda

- A. Item 9A - Correspondence Received
- B. Item 9B - Correspondence Received
- C. Item 8B - Correspondence Received

3. Presentations

Presentations are limited to eight minutes.

- A. Proclamation Recognizing October 1 through October 8 as "Week Without Driving 2026"
- B. Presentation from the Capitola/Soquel Chamber of Commerce

- C. Presentation from Save Our Shores regarding Offshore Oil Drilling

4. Report on Closed Session

5. Additional Materials

Additional information related to an agenda item on this agenda and submitted to the City after distribution of the agenda packet pursuant to Government Code §54957.5. All correspondence received prior to 5:00 p.m. on the Wednesday preceding a Council Meeting will be distributed to Councilmembers to review prior to the meeting. Information submitted after 5 p.m. on that Wednesday may not have time to reach Councilmembers, nor be read by them prior to consideration of an item.

6. Oral Communications by Members of the Public

*Oral Communications allows time for members of the Public to address the City Council on any “Consent Item” on tonight’s agenda, or on any topic within the jurisdiction of the City that is not on the “General Government/Public Hearings” section of the Agenda. Members of the public may speak for up to three minutes, unless otherwise specified by the Mayor. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. **A maximum of 30 minutes** is set aside for Oral Communications.*

7. Staff / City Council Comments

Comments are limited to three minutes.

8. Consent Items

All items listed as “Consent Items” will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless members of the City Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following General Government. Note that all Ordinances which appear on the public agenda shall be determined to have been read by title and further reading waived.

- A. City Council Meeting Minutes**

Recommended Action: Approve minutes from the special meetings on September 22 and September 28, 2026, and the regular meeting on September 24, 2026.

- B. Jade Street Park Restroom Renovation Change Orders**

Recommended Action: Ratify Change Order 2 with CWS Construction Group, Inc. in the amount of \$103,010.60; approve Change Order 3 in an amount not to exceed \$8,546.58; and authorize the City Manager to execute Change Order 3, bringing the construction contract to a total not to exceed \$624,329.97.

- C. Notice of Completion for Reposa Avenue**

Recommended Action: 1) Accept as complete the 2026 Reposa Avenue Pavement Rehabilitation Project completed by Betz Works Inc. at a final cost of \$151,000; 2) authorize the City Clerk to file and record a Notice of Completion; and 3) authorize the release of the contract retention \$6,800 as prescribed in the construction agreement.

- D. Parking Rates**

Recommended Action: Conduct a second reading and adopt an ordinance of the City of Capitola amending Municipal Code Section 10.38.010 and finding that adoption of the ordinance is exempt from CEQA.

- E. Budget Amendment – California Voting Rights Act**

Recommended Action: Adopt a resolution amending the Fiscal Year 2026-27 General Fund budget to appropriate \$35,000 from the General Fund Contingency Reserve to fund reimbursement costs associated with the City's transition from an at-large election system to a district-based election system pursuant to the California Voting Rights Act of 2001 (CVRA).

- F. Amend FY 2026-27 City Fee Schedule to Adopt City Parking Lot Electric Vehicle Charging Fees
Recommended Action: Adopt a resolution amending the fee schedule for Fiscal Year (FY) 2026-27.

- G. Liability Claim

Recommended Action: Deny liability claim from Kieran Patrick Ganly.

9. General Government / Public Hearings

All items listed in “General Government / Public Hearings” are intended to provide an opportunity for public discussion of each item listed. The following procedure pertains to each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.

- A. Consideration and Potential Adoption of Resolution Accepting Coastal Commission Recommendation for Local Coastal Program Amendments

Recommended Action: Adopt a resolution accepting the California Coastal Commission's recommendations for the Cliff Drive Resiliency Project's Local Coastal Program Amendments.

- B. 41st Avenue, Clares Street, and Capitola Road Corridor Plan

Recommended Action: Adopt a resolution adopting the 41st Avenue, Clares Street, and Capitola Road Corridor Plan.

10. Adjournment

The next regularly scheduled City Council meeting is on October 22, 2026, at 6:00 PM.

How to View the Meeting

Meetings are open to the public for in-person attendance at the Capitola City Council Chambers located at 420 Capitola Avenue, Capitola, California, 95010.

Other ways to Watch:

Spectrum Cable Television channel 8

City of Capitola, California YouTube Channel

How to Provide Comments to the City Council

Members of the public may provide public comments to the City Council in-person during the meeting. If you are unable to attend in-person, please email your comments to citycouncil@cityofcapitola.gov and they will be included as a part of the record for the meeting.

Notice regarding City Council: The City Council meets on the 2nd and 4th Thursday of each month at 6:00 p.m. in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

Agenda and Agenda Packet Materials: The City Council Agenda and the complete Agenda Packet are available for review on the City's website and at Capitola City Hall prior to the meeting. Need more information? Contact the City Clerk's office at 831-475-7300.

Agenda Materials Distributed after Distribution of the Agenda Packet: Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda

packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

Americans with Disabilities Act: Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24 hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

Si desea asistir a esta reunión pública y necesita ayuda - como un intérprete de lenguaje de señas americano, español u otro equipo especial - favor de llamar al Departamento de la Secretaría de la Ciudad al 831-475-7300 al menos tres días antes para que podamos coordinar dicha asistencia especial o envíe un correo electrónico a cityclerk@cityofcapitola.gov.

Televised Meetings: City Council meetings are cablecast "Live" on Charter Communications Cable TV Channel 8 and are recorded to be rebroadcasted at 8:00 a.m. on the Wednesday following the meetings and at 1:00 p.m. on Saturday following the first rebroadcast on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed "Live" on the City's website by clicking on the Home Page link "Meeting Agendas/Videos." Archived meetings can be viewed from the website at any time.