

City of Capitola

City Council Meeting Minutes

Thursday, July 27, 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—LIABILITY CLAIMS (Gov. Code § 54956.95)
1) Graciela Cardiel
Claim against the City of Capitola
- iii. 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 6:00 PM. In attendance: Council Members Brooks, Clarke, Pedersen, and Mayor Keiser. Absent: Vice Mayor Brown

2. Additions and Deletions to the Agenda - None

3. Report on Closed Session – *The City Council met and discussed three items on the Closed Session Agenda. No reportable action was taken.*

4. Additional Materials

- A. Updated Attachments for Item 7F
- B. Correspondence Received - Item 8C (2 emails)
- C. Correspondence Received - Item 8E (3 emails)
- D. Correspondence Received - Item 8F (3 emails)

5. Oral Communications by Members of the Public - None

6. Staff / City Council Comments

- *Police Chief Dally reminded the public of National Night Out on August 1st from 5-7 PM.*
- *Council Member Clarke commended the Random Acts of Capitola Kindness group for their efforts on the Depot Hill fence repair.*

7. Consent Items

- A. City Council Meeting Minutes
Recommended Action: Approve the June 22, 2023, City Council meeting minutes.

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- B. City Check Registers
Recommended Action: Approve check registers dated June 23, 2023, and July 7, 2023.
- C. Liability Claim of Graciela Cardiel
Recommended Action: Reject liability claim.
- D. Grand Jury Response – Cyber Security
Recommended Action: Approve the responses to the Grand Jury Report and direct the City Clerk to submit the completed response packet pursuant to California Penal Code Section 933.05.
- E. Grand Jury Response – Housing our Workers
Recommended Action: Approve the responses to the Grand Jury Report and direct the City Clerk to submit the completed response packet pursuant to California Penal Code Section 933.05.
- F. Jade Street Park Universally Accessible Playground Fundraising Partnership
Recommended Action: 1) Authorize the City Manager to execute a Memorandum of Understanding with the Friends of Santa Cruz County Parks for a fundraising campaign and administration of donations for the Jade Street Park Universally Accessible Playground Project; and 2) approve an administrative policy regarding the Universally Accessible Playground at Jade Street Park Donor Recognition.
- G. Plein Air Public Art Prize Amount
Recommended Action: Approve the Art & Cultural Commission recommendation to increase the Plein Air Public Art Festival Competition prize amount from \$1,500 to \$1,800 for first place and from \$800 to \$1,000 for second place.

***Motion to adopt the Consent Calendar: Council Member Clarke
Seconded: Council Member Brooks
Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser
Absent: Vice Mayor Brown***

8. General Government / Public Hearings

- A. State Budget Update from Senator John Laird
Senator John Laird provided a presentation on the State of California Budget.
- B. Children and Youth Bill of Rights
Recommended Action: Adopt a resolution adopting the City of Capitola Children and Youth Bill of Rights.

Deputy City Clerk Westly presented the staff report.

Council Member discussion included an overview of the partnership between the City and the Children’s Network and Youth Action Network.

***Motion to adopt the resolution adopting the Capitola Children and Youth Bill of Rights with direction to staff to research the addition of a \$2,000 stipend for youth participation on City advisory boards: Council Member Brooks
Seconded: Council Member Clarke
Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser
Absent: Vice Mayor Brown***
- C. Jade Street Park UA Playground Project

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Recommended Action: Approve the Final Conceptual Design for the Jade Street Park Universally Accessible (UA) Playground Project.

Public Works Director Kahn and Todd from Verde Design presented the staff report.

Public Comments:

- **Brenda, community member, spoke in support of the UA Playground Project.**
- **Dan Hastley, County Park Friends, spoke in support of the UA Playground Project.**
- **Lisa Duran, Capitola Aptos Rotary Member, spoke in support of the UA Playground Project.**

Council Member discussion included thanks for the Santa Cruz County Park Friends for their fundraising efforts, and encouragement to the community to donate to the fundraiser.

Motion to approve the Final Conceptual Design: Council Member Brooks

Seconded: Council Member Pedersen

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

Absent: Vice Mayor Brown

D. Community Center Renovation Project – Budget Update

Recommended Action: 1) Receive update on external funding sources for the Community Center Renovation Project; and 2) authorize Amendment 1 to the Professional Services Agreement with Boone Low Ratliff Architects in the amount of \$374,000 for final design documents, bidding support, and construction administration for the Community Center Renovation Project.

Public Works Director Kahn presented the staff report.

Council Member discussion included clarification on funding sources and timelines.

Motion to authorize Amendment 1 to the Agreement with Boone Low Ratliff Architects:

Council Member Pedersen

Seconded: Council Member Clarke

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

Absent: Vice Mayor Brown

E. Capitola Wharf Enhancement Project Preliminary Conceptual Design

Recommended Action: Direct staff to prepare a final concept plan, for consideration by the City Council on August 24, 2023, for the Capitola Wharf Enhancement Project (CWEP).

Public Works Director Kahn presented the staff report.

Public Comments:

- **Community member requested clarification on the conceptual design.**
- **Gerry Jensen, CWET, thanked City staff and Wharf to Wharf staff for their collaboration efforts.**
- **Skip Allen, community member, voiced concerns about enhanced lighting in the conceptual design.**

Council Members expressed thanks to CWET for their efforts, an interest in the addition of a kiosk element, and additional outreach for volunteer opportunities.

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**Direction provided to staff to prepare a Final Conceptual Design with the addition of a kiosk: Council Member Brooks
Seconded: Council Member Clarke
Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser
Absent: Vice Mayor Brown**

- F. Capitola Road Pavement Rehabilitation Project
Recommended Action: Approve the plans, specifications, and construction budget of \$1,700,000 for the Capitola Road Pavement Rehabilitation Project; adopt a resolution amending the FY 2023-24 budget; and authorize the Department of Public Works to advertise for construction bids.

Public Works Director Kahn presented the staff report.

The City Council requested that staff provide an update on the ADA recommendations for this project and associated electrical improvements.

Public Comments:

- **Marianne Mahern, resident, requested further consideration of ADA accommodations in the pavement plan.**

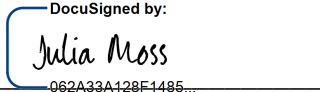
**Motion to approve the plans, specifications, and budget for the Road Pavement Rehabilitation Project and adopt the resolution: Council Member Brooks
Seconded: Council Member Clarke
Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser
Absent: Vice Mayor Brown**


- G. City Council Appointments to City Advisory Bodies
Recommended Action: Appoint members of the public to the City of Capitola Arts and Cultural Commission and Historical Museum Board.

City Clerk Moss presented the staff report.

**Motion to appoint Jennifer Major to the Arts and Cultural Commission to a term expiring 12/31/2024 and Brian Legakis to the Historical Museum Board to a term expiring 6/30/2024: Council Member Clarke
Seconded: Council Member Pedersen
Voting Yea: Council Members Brooks, Clarke, Pedersen and Mayor Keiser
Absent: Vice Mayor Brown**

9. Adjournment – The meeting was adjourned at 7:36 PM to the next regularly scheduled meeting on August 24, 2023, at 6:00 PM.

ATTEST:  DocuSigned by:
Julia Moss
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 DocuSigned by:
Margaux Keiser
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Margaux Keiser, Mayor