

City of Capitola

City Council Meeting Minutes

Thursday, November 09, 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

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, Vice Mayor Brown, and Mayor Keiser.*
- 2. Additions and Deletions to the Agenda** – *None*
- 3. Additional Materials**
 - A. *Three emails received relating to Item 7D.*
- 4. Oral Communications by Members of the Public**
 - *Gorin Klepich, resident, spoke about drug usage in the City.*
 - *Toni Campbell, Friends of the Capitola Library, spoke about the installation of solar panels on the roof of the Capitola Branch Library.*
 - *Esther Phillips, resident, voiced concerns regarding Item 6E.*
 - *Laurie Hill, Arts and Cultural Commissioner, presented the winning art pieces from the Plein Air Art Competition.*
 - *Michael Termini, resident, thanked the City for the celebration of Jojo's 80th Birthday.*
- 5. Staff / City Council Comments**
 - *City Manager Goldstein thanked staff for their work on Jojo's 80th Birthday Party.*
 - *Council Member Brooks requested that staff implement a program in line with the adopted Children's Bill of Rights.*
 - *Mayor Keiser reminded the public to follow the City's social media presence for Wharf updates.*
- 6. Consent Items**
 - A. City Council Meeting Minutes
Recommended Action: Approved minutes from the regular meeting on October 26, 2023.
 - B. City Check Registers
Recommended Action: Approved check registers dated September 29, 2023 and October 13, 2023.
 - C. Cliff Drive Resiliency Project Contract Amendment 1
Recommended Action: Authorized the City Manager to execute Amendment 1 to the Professional Services Agreement with CSW/Stuber-Stroeh Engineering Group, Inc. for professional planning, permitting, and design services for the Cliff Drive Resiliency Project.
 - D. 2023 Holiday Parking

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Recommended Action: Authorized the suspension of parking meter and pay station operation to allow free three-hour parking in the Village Parking Meter Zone A (1) from November 23, 2023, through December 25, 2023.

E. 1098 38th Avenue Project

Recommended Action: Adopted Resolution No. 4343 authorizing the City Manager to finalize the loan agreement with MidPen Housing to assist with predevelopment activities for a 100% affordable multifamily rental housing development located at 1098 38th Avenue.

Motion to approve the Consent Calendar: Council Member Brooks

Seconded: Vice Mayor Brown

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

7. General Government / Public Hearings

A. Resolution Against Banning Materials

Recommended Action: Adopted Resolution No. 4344 against banning books and materials in the Santa Cruz Public Library system. ***(Continued from October 26, 2023)***

City Clerk Gautho presented the staff report.

Public Comments:

- ***Chris Amson, resident, spoke against the resolution.***
- ***Paula Bradley, resident, spoke in support of the resolution.***
- ***Matt Arthur, resident, recommended modifying the resolution to remove the fifth and sixth recitals.***
- ***TJ Welch, resident, spoke against the resolution.***
- ***Michael Termini, Chair of the Library Advisory Commission, spoke in support of the resolution.***
- ***Esther Phillips, resident, spoke in favor of parental control over library materials for minors.***
- ***Donald Greer, resident, spoke against the resolution.***
- ***David Campbell, resident, spoke in support of parental control over library materials for minors.***
- ***Marcus Ribell, resident, spoke against the resolution.***

Motion to adopt a resolution against book and materials bans in the Santa Cruz Public Library System: Vice Mayor Brown

Seconded: Council Member Brooks

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

B. 2023 Special Event Report

Recommended Action: Received report on 2023 special events; provided direction regarding changes to specific special event permit conditions; and approved recurring minor and general special events for 2024.

Police Captain Ryan presented the staff report.

Public Comments:

- ***Mary Beth Cahalen, resident, requested that staff include community event coordinators in their review process for special events.***

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- **Laurie Hill, resident, encouraged staff to collaborate with event coordinators to review the special event process.**

Council Member discussion included support for renaming general events to better outline the staff resources needed to support these events, a request for better cost forecasting for events, and direction to staff to include event coordinators in the review process.

C. Capitola Lifeguard Season Overview

Recommended Action: Received a report on Capitola Lifeguard service season statistics and approve the proposed operation schedule for future summer and fall seasons.

Recreation Division Manager Bryant LeBlond presented the staff report.

Public Comments:

- **Laurie Hill, resident, spoke in support of lifeguard services but opposed costs being passed on to special event organizers.**
- **Mary Beth Cahalen, resident, spoke against passing lifeguard costs on to special event coordinators.**

The City Council provided direction to staff to extend the lifeguard season through the end of October, and requested that staff investigate the fiscal impact of assuming lifeguard costs rather than passing the cost to special event organizers.

Motion to approve staff's recommended lifeguard operational schedule for Summer and extend the Fall season through the end of October: Council Member Brooks

Seconded: Vice Mayor Brown

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

D. Citywide Housing Element Adoption

Recommended Action: Adopted Resolution No. 4345 to adopt the Addendum to the General Plan Update Environmental Impact Report and the 6th Cycle Housing Element, and directed staff to submit the Housing Element to the State of California for certification.

Community Development Director Herlihy presented the staff report.

Council Member discussion included clarification on the addition of the 2027 deadline,

Motion to adopt the resolution with an updated Attachment 2 and direction to staff to file a Notice of Determination and submit the Housing Element to the State for certification:

Council Member Pedersen

Seconded: Vice Mayor Brown

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

E. FY 2023-24 City Fee Schedule

Recommended Action: Adopted Resolution No. 4346 amending the fee schedule for Fiscal Year 2023-24. **(Continued from October 26, 2023)**

Finance Director Malberg presented the staff report.

Motion to adopt the resolution: Council Member Pedersen

Seconded: Council Member Clarke

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

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F. Amendments to Title 2: Administration and Personnel

Recommended Action: Introduced, by title only, waiving further reading of the text, an ordinance of the City of Capitola amending Chapters 2.04 and 2.08 of the Capitola Municipal Code. **(Continued from October 26, 2023)**

City Clerk Gautho presented the staff report.

Public Comments:


- **John Mulry**

Motion to introduce the ordinance: Vice Mayor Brown

Seconded: Council Member Brooks


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

8. Adjournment – Adjourned at 8:35 PM to the next regularly scheduled City Council meeting on November 21, 2023, at 6:00 PM.

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Margaux Keiser, Mayor

ATTEST:

DocuSigned by:

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Julia Gautho, City Clerk