City of Capitola
City Council Special Meeting Agenda
Tuesday, November 24, 2026 – 1:30 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

1. Roll Call

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

2. 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.

3. 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. Approve a Resolution Declaring the Existence of a Local Emergency

4. Adjournment

The next regularly scheduled City Council meeting is on December 10, 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.

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 and they will be included as a part of the record for the meeting. Please be aware that the City Council will not accept comments via Zoom.

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. Agendas are also available at the Capitola Post Office located at 826 Bay Avenue Capitola. Need more information? Contact the City Clerk's office at 831-475-7300.

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

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 envié 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 at by clicking on the Home Page link "Meeting Agendas/Videos." Archived meetings can be viewed from the website at any time.

Capitola City Council

Agenda Report

Meeting: November 24, 2026

From: City Manager Department

Subject: Adopt a Resolution Ratifying the Proclamation of Existence of a Local Emergency

Recommended Action: Adopt a Resolution ratifying the Proclamation of Existence of a Local Emergency by the Interim City Manager due to Anticipated El Niño Event 2026- 2027.

Background: On September 21, 2026, California Governor Gavin Newsom issued a Proclamation of a State of Emergency (Governor's Proclamation) based upon the ongoing development of a strong and likely historic El Niño event in the Pacific Ocean.

Discussion: On Monday, November 23, 2026, Interim City Manager Rudy Escalante issued a Proclamation of Existence of a Local Emergency due to the anticipated King Tides and El Niño Events anticipated during the 2026-2027 winter season (Attachment 1). The proclamation strengthens the City's ability to coordinate resources with the State, opens the door to possible funding, and may help streamline regulatory steps for storm preparation.

The Governor's Proclamation contains multiple recitals with detailed facts regarding the anticipated El Niño event 2026-2027. An El Niño event creates a substantial risk of major flooding in the County, including the City, and potential damage to public and private property, such as road closures, structure damage, loss of power, loss of trees and impacts to Capitola Beach.

The Governor's Proclamation is attached to the Proclamation by Mr. Escalante as Exhibit "A".

The Resolution (Attachment 2) will ratify the Proclamation of Existence of a Local Emergency by the Interim City Manager due to the anticipated El Niño Event 2026-2027.

Fiscal Impact: None

Attachments:

1. Proclamation of Existence of a Local Emergency (with Governor Newsom's Proclamation as Exhibit "A")
2. Resolution

Alignment with 2025-2029 Strategic Plan Priority: Accountable Government; Community Safety; Healthy Families, Community, and Environment; Sustainable Infrastructure
Report Prepared By: Rosie Wyatt, Deputy City Clerk
Reviewed By: Lesley Milton, Interim City Clerk
Approved By: Rudy Escalante, Interim City Manager

CITY OF CAPITOLA

PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY BY THE DIRECTOR OF EMERGENCY SERVICES DUE TO THE ANTICIPATED 2026–2027 EL NIÑO EVENT

WHEREAS, the California Emergency Services Act (California Government Code Sections 8550 et seq.) defines a local emergency, pursuant to Section 8558(c), as the existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a city, caused by conditions such as air pollution, fire, flood, storm, epidemic, riot, or earthquake, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of a city, and require the combined forces of other political subdivisions to combat; and

WHEREAS, Section 8.08.020 of the City of Capitola Municipal Code defines an emergency as the actual or threatened existence of conditions of disaster or extreme peril to the safety of persons and property within the City, caused by conditions including flood or storm, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, Section 8.08.050 of the City of Capitola Municipal Code designates the City Manager as the Director of Emergency Services for the City; and

WHEREAS, Section 8.08.060 of the City of Capitola Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City Council is not in session, provided that the City Council takes action to ratify the proclamation within seven (7) days thereafter; and

WHEREAS, California Governor Gavin Newsom issued a Proclamation of a State of Emergency on September 21, 2026, based upon the developing 2026–2027 El Niño event in the Pacific Ocean and the potential for severe weather, flooding, coastal erosion, landslides, mud and debris flows, and related impacts throughout California; and

WHEREAS, the Governor's Proclamation is attached hereto as Exhibit "A" and is hereby incorporated by reference as though set forth in full; and

WHEREAS, the Governor's Proclamation identifies the anticipated impacts of the developing El Niño event, including the potential for heavy rainfall, atmospheric river events, high winds, flooding, coastal flooding, erosion, landslides, debris flows, power outages, road closures, and damage to public infrastructure and private property; and

WHEREAS, the City of Capitola is a coastal community situated along the Pacific Ocean and the Soquel Creek, with areas that may be vulnerable to coastal flooding, storm surge, high surf, coastal erosion, creek flooding, and other impacts associated with significant winter storm events; and

WHEREAS, the anticipated El Niño event creates a substantial risk of flooding and storm-related impacts within the City, including potential impacts to Capitola Village, the Esplanade,

the Capitola Beach area, Soquel Creek, public roadways, drainage infrastructure, utilities, public facilities, private property, and other vulnerable areas throughout the City; and

WHEREAS, potential impacts may include roadway closures, coastal and creek flooding, damage to public infrastructure, erosion, fallen trees, power outages, disruption of essential services, damage to residential and commercial structures, and threats to the health and safety of residents, visitors, businesses, and emergency personnel; and

WHEREAS, the City may require additional personnel, equipment, resources, and assistance from other governmental agencies and political subdivisions to adequately prepare for, respond to, and mitigate the anticipated impacts of the 2026–2027 El Niño event; and

WHEREAS, the City has identified the need to take immediate preparedness and mitigation measures, including monitoring vulnerable areas, maintaining and improving stormwater drainage systems, clearing debris, preparing flood response equipment and supplies, coordinating with regional emergency response agencies, and taking other necessary actions to protect life, property, and public infrastructure.

NOW, THEREFORE, the Director of Emergency Services of the City of Capitola hereby finds and declares as follows:

A. The anticipated impacts of the 2026–2027 El Niño event, including the potential for severe storms, coastal flooding, creek flooding, erosion, landslides, and related hazards, constitute conditions of potential disaster and extreme peril to the safety of persons, property, and public services within the City of Capitola.

B. Based upon the anticipated severity and potential scope of the emergency conditions, and the City's assessment of its available resources and response capabilities, a local emergency, as defined in Section 8.08.020 of the City of Capitola Municipal Code and California Government Code Section 8558(c), exists within the City of Capitola.

C. During the existence of said local emergency, the powers, functions, and duties of the Director of Emergency Services shall be those prescribed by state law, the City of Capitola Municipal Code, applicable ordinances and resolutions, and the City's adopted emergency plans, in order to mitigate the effects of the local emergency and protect the health, safety, and welfare of the public.

D. Pursuant to Section 8.08.090 of the City of Capitola Municipal Code, all expenditures made in connection with emergency activities, including mutual aid activities, shall be deemed to be for the direct protection and benefit of the inhabitants and property of the City.

E. The Director of Emergency Services, or the Director's designee, is hereby designated as the authorized representative of the City for purposes of the receipt, processing, and coordination of all inquiries, documentation, and requirements necessary to obtain available County, State, and Federal assistance related to the local emergency.

F. Pursuant to California Government Code Section 8630 and Section 8.08.060 of the City of Capitola Municipal Code, this local emergency shall continue for a period of up to seven (7)

days unless ratified by the City Council within that period. Upon ratification, the local emergency shall continue until terminated by the City Council in accordance with applicable law.

G. At the time of this Proclamation, the City Council is not in session.

NOW, THEREFORE, BE IT PROCLAIMED, that a local emergency is hereby declared on the 23rd day of November, 2026, within the City of Capitola, California, due to the anticipated impacts of the 2026–2027 El Niño event.

During the existence of this local emergency, the Director of Emergency Services shall exercise the powers and duties prescribed by applicable state law, federal law, the ordinances and resolutions of the City of Capitola, and the City's adopted emergency plans, as necessary to prepare for, respond to, and mitigate the effects of said local emergency and protect the health, safety, and welfare of the community.

BE IT FURTHER PROCLAIMED, that this Proclamation shall be transmitted to the Capitola City Council within seven (7) days for consideration and ratification, as required by Section 8.08.060 of the City of Capitola Municipal Code.

This local emergency shall continue until terminated by further proclamation of the Director of Emergency Services, or by resolution of the City Council, in accordance with applicable law.

CITY OF CAPITOLA

By: Rudy Escalante

Director of Emergency Services
City of Capitola

Date: 11/23/2026

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS in the past several years, California has experienced increasingly severe and destructive storms, including atmospheric river events that have caused widespread flooding, mud and debris flows, landslides, high winds, power outages, road and highway closures, evacuation orders, damage to homes and critical infrastructure, and disruption of essential services; and

WHEREAS climate change is intensifying these weather and hydrologic extremes in California, contributing to increasingly severe swings between drought and flooding, and heightening the risks that extreme storms pose to communities, infrastructure, natural resources, and the economy; and

WHEREAS California is entering the 2026–2027 wet season amid the ongoing development of a strong and likely historic El Niño event in the Pacific Ocean; and

WHEREAS the National Oceanic and Atmospheric Administration's National Weather Service Climate Prediction Center, in its August 13, 2026, diagnostic report, found that the El Niño event is strengthening, with a greater than 90 percent chance of a very strong event during Northern Hemisphere fall and winter of 2026–2027; and

WHEREAS the Climate Prediction Center projected a 69 percent chance that the event will reach historic strength during the October through December 2026 season, defined as a three-month Relative Oceanic Niño Index, and exceeding the strength of all prior El Niño events in the historical record beginning in 1950; and

WHEREAS the National Weather Service Climate Prediction Center has found that atmospheric conditions over the tropical Pacific are consistent with a strengthening El Niño, including changes in equatorial winds and an eastward shift in enhanced convection and rainfall toward the central and eastern Pacific, making it more likely that at least some parts of California will experience stronger storms in coming months; and

WHEREAS elevated baseline coastal water levels, combined with high tides, large waves, high surf, and coastal storms, can increase risks of coastal flooding, beach erosion, bluff erosion, transportation disruption, and damage to public and private infrastructure; and

WHEREAS California has already begun to experience effects attributed to this El Niño event, including unusual precipitation and significant coastal flooding; and

WHEREAS historical experience demonstrates that very strong El Niño events do not produce uniform statewide outcomes, but can be associated with exceptionally wet and destructive winter conditions in California; and

WHEREAS California's recent experience with atmospheric rivers, debris flows following wildfires, flash flooding, coastal erosion, inundation, and damage to transportation and flood-control infrastructure demonstrates the importance of procuring and positioning resources, clearing waterways, and taking additional actions to prepare before severe storms arrive; and

WHEREAS areas affected by recent wildfires are particularly susceptible to flash flooding, mud and debris flows, erosion, sediment transport, and road closures during high-intensity rainfall; and

WHEREAS in light of that experience, local governments, local water agencies, and local flood control authorities have requested action now to enable them to move quickly to begin preparations for preventing and responding to the impacts of potential flooding; and

WHEREAS low-income communities, farmworker families, rural residents, seniors, persons with disabilities, residents with limited transportation access, people experiencing homelessness, and communities in flood-prone, coastal, or post-fire areas may face disproportionate risks; and

WHEREAS the demonstrated potential for a very strong or historic-strength El Niño event to cause elevated coastal water levels and high-impact storms in California warrants early, coordinated, and targeted preparedness actions to protect Californians, critical infrastructure, agricultural lands, natural resources, and the State's economy; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the developing El Niño event is likely to cause conditions that, by reason of their magnitude, are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the magnitude of the extreme peril posed by the developing El Niño event; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the developing El Niño event.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist statewide due to the developing 2026–2027 El Niño event.

IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. The Governor's Office of Emergency Services shall coordinate statewide preparedness activities for potential severe weather, flooding, coastal flooding, erosion, mud and debris flows, and related impacts associated with conditions resulting from the El Niño event, including atmospheric rivers and other severe storm systems. The Governor's Office of Emergency Services shall work with local and tribal governments to support emergency planning, resource coordination, and requests for state assistance. To protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency.

2. As necessary to assist local governments and for the protection of public safety and the environment, state agencies shall enter into contracts to arrange for the procurement of materials, goods, and services necessary to quickly assist with the response to and recovery from the impacts of this emergency. Applicable provisions of the Government Code and the Public Contract Code, including but not limited to travel, advertising, and competitive bidding requirements, are suspended to the extent necessary to address the effects of this emergency.

3. The California Environmental Protection Agency and the California Natural Resources Agency, including boards, departments, and offices within those agencies, are directed to prioritize work to help local agencies prepare for anticipated impacts from the El Niño event. In particular, those state agencies are directed to prioritize permitting, consultation, and technical assistance to support local efforts to prevent or mitigate impacts from anticipated or potential flooding, landslides, and mud and debris flows, including local efforts to expedite levee and other flood management infrastructure repairs, vegetation management, debris removal, sediment management, bridge scour protection, and channel-capacity improvements. State agencies are directed to work with local agencies to issue any necessary permits or other approvals for such efforts as quickly as possible, including by identifying and invoking existing emergency authorities or other pathways for streamlined review. On or before October 16, 2026, the Secretary for Environmental Protection and the Secretary of the Natural Resources Agency shall submit a joint recommendation to my office as to whether further action or emergency suspensions are necessary to support and expedite this work.

4. The Governor's Office of Emergency Services shall coordinate the State's preparation for and response to the developing El Niño event, including by working with the Department of Water Resources and other appropriate government agencies to prepare to pre-position personnel, equipment, supplies, commodities, and other resources based on forecast conditions, local needs, and identified risks. In particular, this work shall draw on the Department of Water Resources' guidance regarding flood-risk-reduction activities.

5. The Department of Water Resources shall take appropriate action to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, equipment (including, but not limited to, sandbags, riprap and other rock materials, plastic sheeting, and pumps), and other materials necessary to support statewide flood preparedness, response, and protective actions in connection with the El Niño event. The Department of Water Resources shall coordinate with appropriate government agencies to identify priority areas for flood-fight material staging and plans to make these materials available where they are needed, when they are needed.

6. The Department of Water Resources, through its Division of Safety of Dams, shall conduct outreach to owners of jurisdictional dams regarding potential severe conditions during the El Niño event and shall reiterate to dam owners their responsibilities to inspect, operate, maintain, repair, and safely manage their dams and appurtenant structures in accordance

with applicable law, permit conditions, emergency action plans, and directives of the Division of Safety of Dams.

7. The Governor's Office of Emergency Services, in coordination with the Department of Water Resources, shall conduct outreach to counties, cities, and relevant local agencies that are responsible for levees, flood-control facilities, and associated structures that may be vulnerable to impacts of the El Niño event to take appropriate actions to procure, maintain, stage, pre-position, distribute, and replenish flood-fight supplies, commodities, equipment, and materials necessary to support flood preparedness, response, and protective actions.

8. The Department of Water Resources, in coordination with the State Water Resources Control Board, shall conduct outreach and education to advance groundwater recharge projects and to use flood flows to recharge groundwater aquifers under existing law with the goal of reducing flood impacts and strengthening local water supplies.

9. Consistent with Paragraph 3 of this Proclamation, the Coastal Commission is directed to expedite review and action on proposed development by coastal communities to prepare for the impacts of this El Niño event. Coastal communities are encouraged to submit permit applications, as appropriate, to facilitate timely Coastal Commission review, technical assistance, and other support for El Niño preparations. After an application is received, the Commission shall respond with notification of any incomplete items within five days. After an application is complete, it shall be scheduled for hearing at the next Commission meeting. For emergency permit requests, the Commission shall accept both written and oral requests to its district offices. When necessary to address an urgent need related to this emergency, the Commission shall take action on emergency permit requests as quickly as possible and within twenty-four hours of receipt.

10. The California Department of Transportation and California State Transportation Agency shall identify those state highways, bridges, culverts, drainage facilities, slopes, and other transportation infrastructure most at risk of flooding, erosion, debris flows, rockslides, mudslides, or other significant impacts from severe storms caused by the El Niño event, and transmit to the Governor's Office of Emergency Services a prioritized list of projects to address such risks within 30 days of this Proclamation.

11. The California Department of Transportation shall develop plans to pre-position personnel and materials (including directional signage, traffic-control devices, road-closure devices, warning signs, delineators, emergency communications equipment, and other resources) at or near locations that may be identified as at risk of severe impacts from the El Niño event. This shall include plans to prepare and pre-position snow-removal, snow-control, and ice-control equipment as appropriate, including snowplows, snow blowers, graders, loaders, chain-control equipment, salt, sand, and other materials necessary to maintain safe travel and restore access on state highways during the El Niño event.

12. The Adjutant General and the California Military Department shall, in coordination with the Director of the Governor's Office of Emergency

Services, identify California National Guard personnel, equipment, and capabilities that may be available to support state and local emergency operations, if activated or tasked, in relation to this El Niño event. Such planning shall include readiness for high-water vehicle operations; aviation operations, including reconnaissance, search and rescue, transport, and heavy-lift support, as appropriate; engineering support; emergency communications; transportation and logistics; evacuation support; flood-fight activities; debris removal and route clearance; commodity distribution; shelter support; and other life-safety and emergency-support missions.

13. California Volunteers, in coordination with the Governor's Office of Emergency Services and other appropriate agencies, shall prepare to mobilize volunteers and trained service members, consistent with their training, mission, safety requirements, and applicable law, to support state and local preparedness, response, and recovery activities in connection with the El Niño event.

14. The California Conservation Corps shall prepare to deploy Corpsmembers, consistent with its statutory mission, training, available resources, safety requirements, and applicable law, to support severe weather preparedness and response activities in connection with the El Niño event.

15. The California Energy Commission, the Office of Energy Infrastructure Safety, and the State Water Resources Control Board and regional water quality control boards are directed, and the California Public Utilities Commission is requested, to coordinate, consistent with their respective authorities, with electrical, natural-gas, water, wastewater, telecommunications, transportation, and other critical-service providers to enhance readiness and support timely restoration of essential services following storm impacts.

16. The Governor's Office of Emergency Services, in consultation with relevant state agencies, shall expand accessible, multilingual public preparedness communications related to severe weather, flooding, emergency alerts, evacuation readiness, power outages, safe travel, disaster assistance, and household emergency planning.

17. Agencies under my direct authority shall cooperate in their response to this emergency. Other agencies are requested to assist in responding to this emergency, as appropriate.

18. The restrictions set forth in Penal Code section 396, which are automatically triggered upon proclamation of a state of emergency, are suspended, and no such restrictions are imposed, with respect to this El Niño event, at this time.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

This Proclamation is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 21st day of September 2026.

GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY WEBER, PH. D
Secretary of State

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA RATIFYING PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY BY THE IINTERIM CITY MANAGER DUE TO ANTICIPATED EL NIÑO EVENT 2026-2027

WHEREAS, the California Emergency Services Act (California Government Code section 8550 et. seq.), at section 8558(c), defines a local emergency as the existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a city, caused by conditions which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of a city, and require the combined forces of other political subdivisions to combat; and

WHEREAS, Chapter 8, section 8.08.020 of the City of Capitola ("City") Municipal Code defines emergency as the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this city caused by such conditions as air pollution, fire, flood, storm, epidemic, riot or earthquake, or other conditions, including conditions resulting from war or imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities for this city, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, Chapter 8, section 8.08.050 designates the City Manager as the Director of Emergency Services for the City; and

WHEREAS, Chapter 8, sections 8.08.050, and 8.08.060 empower the City Manager, as the Director of Emergency Services, to proclaim the existence or threatened existence of a local emergency when the City Council is not in session so long as such proclamation is ratified by the City Council within seven (7) days; and

WHEREAS, California Governor Gavin Newsom issued a Proclamation Of A State of Emergency on September 21, 2026 (Governor's Proclamation) based upon the ongoing development of a strong and likely historic El Niño event in the Pacific Ocean; and

WHEREAS, the Governor's Proclamation is attached as Exhibit "A" to the City's Proclamation and incorporated by reference therein; and

WHEREAS, the Governor's Proclamation contains multiple Recitals with detailed facts regarding the El Niño event; and

WHEREAS, an El Niño event, together with the King Tides during the 2026-2027 winter season, creates a substantial risk of major flooding in the County, including the City, and potential damage to public and private property, such as road closures, loss of power, structure damage, loss of trees, and impacts to Capitola Beach; and

WHEREAS, on November 23, 2026, when the City Council was not in session, the Acting City Manager, serving as the Director of Emergency Services, issued a Proclamation of Existence of a Local Emergency ("City's Proclamation"); and

WHEREAS, the City Council finds that the conditions described in the City's Proclamation and this Resolution constitute the threatened existence of disaster or of extreme peril to the safety of persons and property within the City warranting the Proclamation of a local emergency.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Capitola confirms and ratifies the City's Proclamation issued on November 23, 2026, by the Interim City Manager serving as the Director of Emergency Services; and

BE IT FURTHER RESOLVED that said local emergency shall be deemed to continue to exist and shall be reviewed at least once every 60 days until its termination is proclaimed by the City Council of the City of Capitola pursuant to California Government Code section 8630, which termination shall be proclaimed at the earliest possible date that conditions warrant; and

BE IT FURTHER RESOLVED, that the City Manager or his or her designee is authorized to take whatever other action is authorized under the Capitola Municipal Code and state and federal law, subject to any required authorization from the City Council, consistent with this Resolution and its basic purposes.

I HEREBY CERTIFY that the above and foregoing resolution was passed and adopted by the City Council of the City of Capitola at its special meeting held on the 24th day of November, 2026, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

_____
Marguax Morgan, Mayor

ATTEST:

_____
Rosie Wyatt, Deputy City Clerk