

January 24, 2008
 Capitola, California

CAPITOLA CITY COUNCIL

MINUTES OF A REGULAR MEETING

5:30 P.M. SPECIAL CLOSED SESSION

6:00 P.M. CLOSED SESSION – CITY MANAGER’S OFFICE CAPITOLA REDEVELOPMENT AGENCY & CITY COUNCIL

At 5:30 p.m. in the City Hall Council Chambers, Mayor/Chairperson Nicol noted that all City Council Members/Redevelopment Agency Directors were present, and he made an announcement regarding the items to be discussed in Closed Session. He said a Special Closed Session meeting of the City Council was called to commence at 5:30 p.m. for the following item:

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Govt. Code §54956.9)

Soquel Union Elementary School District vs. City of Capitola
 Superior Court Case #CV 141712

City Attorney Barisone then informed the Council that a letter was received yesterday from the law firm of Hart, King & Coldren pertaining to closure of Surf & Sand Mobile Home Park. He said in his view consideration of this letter cannot wait until the City Council’s next regular meeting in February, and he recommended the matter be added to the closed session agenda, with the finding that it was brought to the city’s attention after posting of the agenda and needs to be dealt with prior to the Council’s next regular meeting of February 14, 2008.

ACTION: Council Member Graves moved, seconded by Council Member Termini, to add one case of Pending Litigation to the City Council’s Closed Session Agenda regarding Surf & Sand LLC, with the finding that the matter arose after the posting of the agenda and needs to be acted upon prior to the Council’s next regular meeting on February 14, 2008. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

Mayor Nicol then asked if anyone wished to discuss any of Closed Session items at this time. Seeing no one, the City Council/Redevelopment Agency adjourned to its Closed Session in the City Manager’s Office at 5:32 p.m.

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Govt. Code §54956.9)

Surf & Sand LLC vs. City of Capitola (Surf & Sand Mobile Home Park)

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to Litigation Pursuant to Subdivision (b) of Govt. Code §54956.9
 Number of Potential Cases: One (Save the Habitat claim re: Rispin Mansion Project)

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION Govt. Code §54956.9

Vieira Enterprises vs. City of Capitola (Cabrillo Mobile Estates)

LIABILITY CLAIMS (Pursuant to Govt. Code Section 54956.95)

Claimant: Letitia Parashis

REGULAR MEETING OF THE REDEVELOPMENT AGENCY

(See Capitola Redevelopment Agency Minutes)

REGULAR MEETING OF THE CITY COUNCIL

Mayor Nicol called the Regular Meeting of the City Council to order at 7:30 p.m. in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

ROLL CALL AND PLEDGE OF ALLEGIANCE

PRESENT: Council Members Sam Storey, Bob Begun, Ron Graves, Michael Termini, and Mayor Kirby Nicol; City Treasurer Tony Gualtieri

ABSENT: None

STAFF: City Manager Rich Hill, City Attorney John G. Barisone, Finance Director Lauren Lai, Community Development Director Juliana Rebagliati, Public Works Director Steve Jesberg, Chief of Police Rick Ehle, Assistant to the City Manager Lisa Murphy, and City Clerk Pamela Greeninger

***** PRESENTATIONS *****

**Introduction of New Employee Danielle Uharriet,
Development Services Technician**

Community Development Director Rebagliati was sorry to report that Danielle was sick and unable to attend tonight's meeting. Staff will reschedule her introduction for another meeting.

**Legislative Update by Deanna Sessums, Monterey Bay Regional
Public Affairs Manager of the League of California Cities**

Deanna Sessums said the League of California Cities appreciates the city's participation in the League, and she encouraged the council members to attend the Monterey Bay Division dinner meetings. She also said there were several policy committee vacancies open to council members, and the League is collecting stories on green buildings.

Ms. Sessums provided an update on legislation at the state level. She commented on proposed eminent domain reform and its potential effect on rent control and other affordable housing, as well as the Governor's proposed budget, which has a budget deficit of \$14 billion, and the resulting cash flow problems. The good news is the state does not intend to take local property and gas tax. The Governor's final proposal is a constitutional amendment that would attempt to level out the state budget crisis; i.e., to save money during good times for use during bad times. Ms. Sessums responded to questions of council members regarding impacts to local jurisdictions regarding the state's budget cuts, etc.

Mayor Nicol thanked Deanna Sessums for her informative report.

1. REPORT ON CLOSED SESSION [520-25]

City Attorney Barisone reported that the City Council/Redevelopment Agency met in Regular and Special Closed Session this evening. Four items were on the posted Agenda, and a fifth item was added as a Special Closed Session Meeting item pertaining to the Soquel Union Elementary School District. In addition, at its open session at 5:30 p.m., prior to adjourning to Closed Session, City Attorney Barisone informed the Council that a letter was received from the law firm of Hart, King & Coldren pertaining to closure of Surf & Sand Mobile Home Park. That matter was unanimously added to the closed session agenda, with the finding that it was brought to the city's attention after posting of the agenda and needed to be dealt with prior to the Council's next regular meeting of February 14, 2008. In closed session the council had a discussion regarding the letter from Hart, King & Coldren in the context of the current lawsuit, which involves Surf & Sand's challenge of the city's Mobile Home Park subdivision ordinance. City Attorney Barisone said he provided an oral report and received direction from the council to share the letter with the attorneys who are representing the city in the current lawsuit and to elicit advice from those attorneys with regard to the letter.

1. REPORT ON CLOSED SESSION (Continued)

City Attorney Barisone then reported that the City Manager, City Attorney and Community Development Director provided a status report regarding an item of Anticipated Litigation pertaining to the Save the Habitat claim regarding the Rispin Mansion Project and that no reportable action was taken.

City Attorney Barisone then advised the Council that he had nothing new to report on the Vieira Enterprises vs. City of Capitola (Cabrillo Mobile Estates) matter of pending litigation.

City Attorney Barisone said he provided an explanation and the council had a brief discussion on the Letitia Parashis tort claim that is on the regular agenda for denial.

The City Council then received a status report from Assistant City Attorney George Kovacevich concerning the implementation of the court's judgment in the Soquel Union Elementary School District vs. City of Capitola litigation pertaining to Jade Street Park. The Council gave Mr. Kovacevich direction with regards to further monitoring and prosecution of that lawsuit. No reportable action was taken.

2. ORAL COMMUNICATIONS

A. Additions and Deletions to Agenda

Mayor Nicol announced that a "Revised" Agenda Report has been submitted for Item 3.F. pertaining to the Tot Lot Project.

A. B. Public Comments

1) Sandy Erickson, Cabrillo Street resident, commented on a list of things she wished to go over with the city council, including:

- Concerns about cable television service and increased rates for same services. She questioned why Charter has a monopoly on cable service in Capitola.
- Plans by Union Pacific Railroad to fine people for walking along the railroad track. She asked if it would be possible to move up the timeline for construction of a sidewalk on Park Avenue.
- Article in a local newspaper regarding the City's sales tax revenues. Ms. Erickson expressed concern about PetCo backing out of the vacant Ralph's building. She encouraged the council to find a business that will increase the sales tax revenue in that location.
- Concerns she has about her Cliffwood Heights neighborhood, including, increased vandalism, a number of large POD storage units, as well as an assortment of boats, RV's, cars in various states of disrepair, etc. She would appreciate enforcement of any city ordinances that would improve the look and safety of the neighborhood.
- Petition to Save Jade Street Park. She urged the council to fight the school district with the same zeal they keep rent control in mobile home parks.
- She publicly thanked Officer Booth for removing a drunk from her front porch on New Year's Eve.
- In closing, Ms. Erickson commented on the work of the Neighborhood Traffic Advisory Committee and a lack of response by the city to their concerns. She hopes that the new leadership will address the concerns of regular citizens.

City Manager Hill updated the council regarding Charter Communications' cable service and the city's inability to control the cable franchise. He said staff has been working with Charter to address concerns and complaints from residents.

Mayor Nicol thanked Ms. Erickson for sharing her laundry list with the City Council. He said they are aware of those items, and he informed her that the council will be having a Goal Setting Session next Wednesday, January 30, at 6 pm, and the city council will be addressing all of her concerns; the meeting is open to the public.

2. ORAL COMMUNICATIONS (Continued)

C. Staff Comments

City Manager Hill reported on the Santa Cruz Consolidated Emergency Communications JPA Board meeting he attended where the board received a report and discussed the new bandwidth requirement of the state. He said the Board has been looking at this issue and will be making recommendations to comply with the law. He then said staff is looking at this as it relates to Capitola's share of the expense, and he hopes to provide a report to council in the next few months. Council Member Termini commented on the amount of money the Capitola pays for emergency communications services. He said the City of Scotts Valley is a city of about the same size as Capitola and still does its own dispatching. Council Member Graves also commented on the cost for participating in the JPA and said he agrees it may need to be reevaluated. Council Member Begun suggested the city should carefully look at amortization of the equipment.

City Manager Hill said he would like Mike McDougall from the Santa Cruz Consolidated Emergency Communications Center and another individual, who might have another approach, to speak to the council. Mayor Nicol asked if it could be done within the next 60 days. City Manager Hill said he believed it could.

D. City Council/Treasurer Comments

1) City Treasurer Gualtieri commented on the bleak news from the state and federal government with respect to their budgets. He said the city's budget process has just begun, and he wanted to point out that our budget depends on consumer spending; the city relies heavily on sales tax. City Treasurer Gualtieri said it looks as though sales tax revenues have remained steady. He then commented on the ¼% sales tax voted on by the residents in November of 2004, Measure P, which will expire in March of 2010. He told the council he has asked the city manager and the finance director to prepare a report on the impact of loss of that tax to the city. City Treasurer Gualtieri then said he understands a tax measure cannot be put on a special election and would need to be put on the November 2008 ballot. City Clerk Greeninger advised that council action for consolidation of the city's municipal election in November would need to be taken no later than the beginning of August, and staff's recommendation would be to adopt the necessary resolution in July.

Finance Director Lai said results of sales tax in December are not anticipated until the end of March.

Council Member Storey commented on Measure P and asked if the voter survey would be completed by July. He was told it would be. City Treasurer Gualtieri also commented that he anticipates the report on Measure P funds will be on the February 28 Council agenda.

2) Council Member Storey said he wanted to follow up on the bucket list of Sandy Erickson pertaining to UPRR enforcing trespassing on the railroad property and requesting assistance from the Police Department for enforcement. He would like a spokesperson from UPRR to speak to the council on this matter. The point Ms. Erickson brought up is the need to have a sidewalk on Park Avenue. He would like to see a report before assisting UP to enforce trespassing efforts.

Public Works Director Jesberg said staff has been contacted about the stairway and will be meeting with UPRR representatives next Tuesday. He said staff would bring up the increased enforcement and request that UPRR provide a report to council on this matter.

Chief of Police Ehle said he has not been contacted by UPRR about enforcing the rail line.

3) Council Member Termini said he sat on the interview panel for the Police Sergeant's promotion along with representatives from several other agencies. They all wished they had as many fine police officers eligible for promotion. He was very proud of the Capitola force coming up with 5 qualified candidates for sergeant.

2. ORAL COMMUNICATIONS (Continued)

- 4) Council Member Termini said next month he would be attending, on the city's behalf, a 3-day seminar on complying with global climate change through planning.
- 5) Council Member Termini then announced he and Assistant to the City Manager Murphy would be meeting with residents of Pacific Cove on Saturday, January 26, in the City Hall Community Room at 1:30 p.m.
- 6) Council Member Graves commented on concerns expressed by Ms. Erickson regarding cable service. He mentioned that residents have other options, including dish networks, satellite, AT&T, etc. City Manager Hill said there was an initial inquiry from AT&T; however, staff has not heard further from them. He said the city's hands are tied with respect to enforcing compliance for cable service, and staff is in the process of finding a consultant to audit Charter's equipment.
- 7) Council Member Begun reported on the League of California Cities' Conference for new mayors and council members that he attended in Sacramento last week with the city manager. He attended many sessions, but one of the most important aspects of the conference was networking with other local officials. He met a councilwoman from the east bay who said their city has signed a contract with the local union using a defined contribution for new employee benefits.
- 8) Council Member Begun also reported that he attended the City Selection Committee meeting on behalf of the mayor, where the following items were discussed: Council Member Storey was nominated and elected to a 2-year term on the Monterey Bay Unified Air Pollution Control District Board, they received a presentation from the emergency preparedness chief on what to do in an emergency, and they talked about water in the County of Santa Cruz as its relates to new development.
- 9) Mayor Nicol announced that tomorrow evening there would be a Retirement Dinner recognizing the employment of Patricia Evans, who has been Executive Assistant to the City Manager for the past 25 years. He said he would be honoring her and presenting a Mayor's Proclamation at the event.
- 10) Mayor Nicol reported that the battle with light brown apple moth is not over. They plan to resume the spraying program in late summer.

E. Committee Reports/Appointments – None

F. Approval of Check Register Report [300-10]

Mayor Nicol asked if there were any questions on the Check Register Report. There were none.

ACTION: Council Member Termini moved, seconded by Council Member Begun, to approve the Check Register Reports dated January 4 and January 11, 2008, including checks numbered 54231 through 54295, in the amount of \$224,324.08, and checks numbered 54296 through 54346 in the amount of \$84,798.93, respectively; and payroll disbursements for the December 29, 2007, payroll in the amount of \$195,085.00, for a total amount of \$504,208.01, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

3. CONSENT CALENDAR

Mayor Nicol asked if there were any items members of the council or the public wished to pull for separate discussion. Council Member Graves pulled Item 3.E., Council Member Begun asked to pull Item 3.H. and said he had a comment on Item 3.D. (See comments on 3.D. under that item below.)

Council Member Storey said he wanted to be sure that the action taken on Item 3.F. pertaining to the Tot Lot was pursuant to the "Revised" agenda report and resolution.

Item 3.E. was discussed at the end of the meeting following Other Business Item 5.D. (See discussion and action on Page 11011.) Item 3.H. was discussed following Consent Item 3.I. (See discussion and action on Page 11009.)

CONSENT CALENDAR ACTION: Council Member Termini moved, seconded by Council Member Begun, to approve the Consent Calendar with the exception of Items 3.E. and 3.H., as recommended, and Item 3.F. according to the revised agenda report and resolution. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

A. Approve Reading by Title of all Ordinances and Resolutions and declare that said Titles which appear on the Public Agenda shall be determined to have been read by Title and Further Reading Waived.

ACTION: The City Council unanimously approved the reading by title of all Ordinances and Resolutions and declared that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived.

B. Approve City Council Minutes – Regular Meeting and Joint Meeting of the City Council, the Redevelopment Agency and the Capitola Financing Authority of January 10, 2008. [Note: By approving the Minutes of the Joint Meeting conducted during the City Council Meeting, the Capitola Financing Authority is approving its Special Meeting Minutes of January 10, 2008.]

ACTION: Council Member Termini moved, seconded by Council Member Begun, to approve the Minutes of the Regular Meeting & Joint Meeting of the City Council, the Redevelopment Agency and the Capitola Financing Authority of January 10, 2008, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

C. Receive Planning Commission Action Minutes for the Regular Meeting of January 17, 2008. [740-50]

ACTION: The City Council unanimously received the Planning Commission Action Minutes for January 17, 2008, as submitted.

D. Accept City Treasurer's Report for Month Ended December 31, 2007. [380-30]

Council Member Begun referred to Page 5 of the Treasurer's Report as it related to the Fund Balance Reserves (\$4,300 to \$12,600) and said there needs to be an "Increase" amount of \$8,300 inserted in the middle on that line, which will change the bottom line of that column. Finance Director Lai thanked Council Member Begun for bringing this to staff's attention.

ACTION: Council Member Termini moved, seconded by Council Member Begun, to accept the City Treasurer's Report for Month Ended December 31, 2007, with correction to Page 5 as noted by Council Member Begun. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

E. Adopt Resolution Repealing Resolution No. 3395 and Establishing Parking Penalties to Include Four-Hour Parking Meters. [470-40]

This item was pulled for separate discussion. (See Page 11011 for discussion and action.)

3. CONSENT CALENDAR (Continued)

- F. Accept Library Tot Lot Development Project as Complete at a Final Cost of \$177,750, and Adopt Budget Amendment Resolution. [330-10/1040-20/500-10 A/C: Monterey Peninsula Engineering]**

ACTION: Council Member Termini moved, seconded by Council Member Begun, to approve the recommended action on the "Revised" Agenda Report dated January 23, 2008, and the "Revised" Resolution as follows:

1. Accepted the Library Tot Lot Development Project as complete at a final cost \$177,750 and authorized the release of the contract retention of \$17,775 in 35 days following the recordation of the Notice of Completion, and
2. Adopted **Resolution No. 3676, Resolution Amending the 2007-08 Budgets for the Purpose of the Library Tot Lot Construction.**

The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

- G. Deny Claim for Damages from Letitia Parashis and Forward to the City's Liability Insurance. [Claims Binder]**

ACTION: The City Council unanimously denied the Claim of Letitia Parashis and directed staff to forward the claim to the City's liability insurance carrier.

- H. Adopt Resolution Approving the Issuance of the California Statewide Communities Development Authority Revenue Bonds (Goodwill of Santa Cruz), Series 2008, in an Aggregate Principal Amount not to exceed \$5,000,000. [730-10]**

This item was pulled for separate discussion. (See following Consent Calendar Item 3.I. below for discussion and action.)

- I. Receive information from the Capitola Art & Cultural Commission on the 2007-08 FY Art and Cultural Grants. [1010-60]**

ACTION: Council Member Termini moved, seconded by Council Member Begun, to receive the information from the Capitola Art & Cultural Commission on the 2007-08 FY Art and Cultural Grants, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

Council Member Termini noted that representatives of Goodwill were at the meeting for Item 3.H. He asked if that item could be reordered for discussion. It was the consensus of the City Council to reorder Item 3.H. for discussion at this time.

- H. Adopt Resolution Approving the Issuance of the California Statewide Communities Development Authority Revenue Bonds (Goodwill of Santa Cruz), Series 2008, in an Aggregate Principal Amount not to exceed \$5,000,000. [730-10]**

Council Member Begun commented on this item and his concerns regarding the conditional use permit. Community Development Director Rebagliati said a four-month evaluation of the delivery portion of the permit would be conducted by the Planning Commission the end of February or early March. Council Member Begun asked if the Council should hold off on taking action on the resolution tonight until after the conditional use permit review is completed. City Manager Hill said it would be staff's recommendation to approve the resolution.

Council discussion was followed by this action:

3. H. CONSENT CALENDAR (Continued)

ACTION: Council Member Termini moved, seconded by Council Member Storey, to adopt **Resolution No. 3677, Resolution Approving the Issuance of the California Statewide Communities Development Authority Revenue Bonds (Goodwill of Santa Cruz), Series 2008, in an Aggregate Principal Amount not to Exceed \$5,000,000 for the Purpose of Financing and Refinancing the Acquisition, Construction, Improvement and Equipping of a Training Center for Disabled and Disadvantaged People, and a Retail Store and Related Facilities and Certain other Matters Relating Thereto**, as submitted. The motion carried on the following vote: AYES: Council Members Storey, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: Council Member Begun.

4. PUBLIC HEARINGS - None

5. OTHER BUSINESS

A. Elimination of Garbage Containers from Public View. [930-30]

Assistant to the City Manager Murphy said a citizen brought this matter forward, and staff was directed to review the city's current ordinance. She explained staff's reasons for not recommending adoption of an amendment to the municipal code and responded to comments from council members.

Considerable Council discussion was followed by this action:

ACTION: Council Member Termini moved, seconded by Council Member Storey, to pass an ordinance amending Section 8.04.070 D to read as follows:

"Containers shall be placed out of public view on non-collection days. The city manager shall have authority to approve exceptions to this code section. In no case shall containers be placed in the public right-of-way or in a manner that constitutes a hazard or danger to vehicular, bicycle or pedestrian traffic."

The motion carried on the following vote: AYES: Council Members Storey, Begun, Graves, Termini, and Mayor Nicol. NOES: None. ABSENT: None. ABSTAIN: None.

B. Review of the Capitola Banner Policy for Capitola Village. [720-50/ Administrative Policy Binder]

Public Works Director Jesberg summarized the written agenda report and current banner policy. He responded to comments from council members and clarified staff's procedure.

Council discussion was followed by this action:

ACTION: Council Member Storey moved, seconded by Council Member Termini, directing staff to review the policy and to take the word "social" out of Section III, Paragraph B, on Page 3 of the policy. The motion carried unanimously.

C. City Participation in Final Planning Study for the Countywide Long Range Resource Recovery and Waste Management Facilities (EcoPark). [930-10]

Assistant to the City Manager Murphy summarized the written agenda report and responded to questions from council members.

Council Member Graves, Capitola's representative to the committee, recommended that the council agree with staff's recommendation. He also commented that Assistant to the City Manager Murphy should be the representative and he should be the alternate, as she is very knowledgeable on waste management issues.

5. C. OTHER BUSINESS (Continued)

Council discussion was followed by this action:

ACTION: Council Member Termini moved, seconded by Council Member Graves, to approve the recommended action and directed staff to communicate with the Santa Cruz County Board of Supervisors that the City of Capitola does not intend to participate in the final planning study for the EcoPark facility. Prior to voting on the motion, Mayor Nicol asked if anyone from the public wished to address the council on this item. Seeing no one, Mayor Nicol called for the vote. The motion carried with Council Member Storey voting no.

D. Esplanade Restroom Remodel Project. [270-10]

Public Works Director Steve Jesberg informed the council that due to some problems with the plans staff had to delay the bid opening to February 6. He recommended that the council continue this item to the February 14, 2008, agenda.

ACTION: It was the consensus of the City Council to continue this item to the next regular meeting to be held on February 14, 2008.

AT THIS POINT, ITEMS REMOVED FROM CONSENT CALENDAR WILL BE CONSIDERED

3. CONSENT CALENDAR (*Items pulled for separate discussion.*)**E. Adopt Resolution Repealing Resolution No. 3395 and Establishing Parking Penalties to Include Four-Hour Parking Meters. [470-40]**

Council Member Graves pulled this item, as he wanted to make sure the council is on firm ground when passing this resolution and explained why. He said when the city obtained grant funds from the Coastal Conservancy to rebuild the wharf after some storms, and when the City became the owners of the wharf, he recalls there being conditions attached to the parking in the area of the 4-hour zone so that all day parking was to be available to users of boats on the wharf. He said he wasn't privy to the discussions when the parking was metered and changed to 4 hours.

Chief of Police Ehle responded to Council Member Graves' comments. They were unmetered spots and direction was given to put in meters for a 4-hour time limit. Council Member Graves said he remembers there being conditions for use of those grant funds to rebuild the wharf that the city would provide all day parking for the wharf.

City Manager Hill clarified Council Member Graves' question being, "Are there any grants that the City received, or does the initial contract transferring the property to the city restrict us from putting parking meters on those spaces and limiting the amount of time?"

Council Member Begun questioned the status of the new parking meters and when they would be installed. Public Works Director Steve Jesberg said the meters have been received, and public works would be scheduling installation.

Chief of Police Ehle announced that there is only one change machine working at Pacific Cove.

Council discussion was followed by this action:

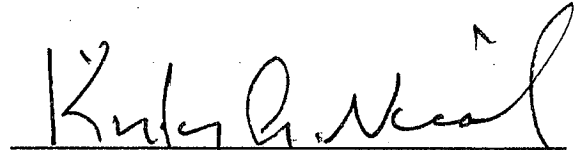
ACTION: Council Member Termini moved, seconded by Council Member Graves, to continue this item with direction to staff to research prior grants and property transfer records to determine if there are any conditions that would restrict the city from putting parking meters and limiting the amount of time vehicles can park at those parking spaces. The motion carried unanimously.

6. ORAL COMMUNICATIONS

Council Member Termini thanked Mayor Nicol for coming to the meeting tonight and for performing his duties even though he has been sick. He also commented that council members tend to get ready to leave before the mayor has had an opportunity to make his final announcements and adjourn the meeting and, in so doing, no one can hear him. Council Member Termini suggested everyone wait until after the gavel has hit the table before gathering their things.

7. ADJOURNMENT

At 9:37 p.m. Mayor Nicol announced that the City Council would adjourn to a Special Goal Setting Session to be held on Wednesday, January 30, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.


Kirby A. Nicol, Mayor

ATTEST:


Pamela Greeninger, City Clerk CMC**MINUTES WERE UNANIMOUSLY APPROVED BY THE CITY COUNCIL ON 2/28/08**