



TENTATIVE AGENDA

Regular Meetings of the CAPITOLA CITY COUNCIL/ REDEVELOPMENT AGENCY

Thursday, March 13, 2008

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

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/Redevelopment Agency Directors on closed session items only.

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

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: Two (Save the Habitat claim re: Rispin Mansion Project and Soquel Union Elementary School District)

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

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

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Govt. Code §54956.8)

Property: McGregor Drive Property, APN 036-341-02

City Negotiator: City Manager

Under Negotiation: Lease of City Property

6:50 P.M. – CAPITOLA REDEVELOPMENT AGENCY

A. ROLL CALL

Directors Storey, Begun, Graves, Termini, and Chairperson Nicol

B. ORAL COMMUNICATIONS

Oral Communications allows time for members of the Public to address the Redevelopment Agency on any item not on the Agenda. Presentations will be limited to three minutes per speaker. All speakers must address the entire RDA Board and will not be permitted to engage in dialogue. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the Minutes.

C. CONSENT CALENDAR

All matters listed under "Consent Calendar" are considered by the Agency to be routine and 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 Directors vote on the action unless members of the public or the Agency request specific items to be discussed for separate review.

1. Approval of Redevelopment Agency Minutes – Regular Meeting of February 28, 2008.

C. RDA CONSENT CALENDAR (Continued)

2. Approval of Check Register Report

D. **PUBLIC HEARINGS** – None

E. **REGULAR BUSINESS** – None

F. **ADJOURNMENT**

Adjourn to a Regular Meeting of the Capitola Redevelopment Agency to be held on Thursday, March 27, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

REGULAR MEETING OF THE CITY COUNCIL

(Immediately following the Redevelopment Agency Meeting)

ROLL CALL AND PLEDGE OF ALLEGIANCE

Council Members Storey, Begun, Graves, Termini, and Mayor Nicol

***** PRESENTATIONS *****

Presentation on the Santa Cruz Meth Project by Shebreh Kalantari,
Director of Community Building, United Way of Santa Cruz County

1. **REPORT ON CLOSED SESSION**

2. **ORAL COMMUNICATIONS**

A. Additions and Deletions to Agenda

B. Public Comments

A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time

- *Presentations will be limited to THREE MINUTES per speaker*
- *Individuals may not speak more than once during Oral Communications*
- *All speakers must address the entire Council and will not be permitted to engage in dialogue.*

All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the Minutes.

C. Staff Comments

2. ORAL COMMUNICATIONS (Continued)

D. City Council/Treasurer Comments/Committee Reports

Council Members/City Treasurer may comment on matters of a general nature or identify issues for staff response or future council consideration. Council Members/Committee Representatives may present oral updates from standing committees at this time.

E. Committee Appointments

Council Members/Committee Representatives may present oral updates from standing committees at this time. Committee appointments may also be made by the City Council at this time.

F. Approval of Check Register Report

3. CONSENT CALENDAR

All matters listed under "Consent Calendar" are considered by the City Council to be routine and 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 public or the Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following "Other Business."

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.

B. Approve City Council Minutes – Regular and Special Joint Meeting with the Planning Commission of February 14, 2008, and the Regular Meeting of February 28, 2008.

C. Receive Planning Commission Action Minutes for the Regular Meeting of March 6, 2008.

D. Approve Request from the Santa Cruz County Child Abuse Prevention Council for Suspension of Facility Use Fees at Jade Street Community Center for a Public Awareness Campaign Event on April 6, 2008.

E. Approve Special Event Permit Request by the Capitola Art & Cultural Commission for the 2008 Twilight Concert Series at the Bandstand in Esplanade Park on 11 Wednesday Evenings from June 18 to August 27, 2008, and the Hanging of a Banner prior to each Concert.

3. CONSENT CALENDAR (Continued)

- F. Approve Resolution Amending the FY2007/08 General Fund Budget to Accept Donation from the Capitola Public Safety and Community Service Foundation and Grant Funds from the Motor Vehicle Emissions Reduction Program Totaling \$15,800 for the Purchase of a Chrysler General Electric Motorcar (GEM) for the Capitola Police Department Volunteers in Policing Program and Authorizing Expenditures of \$15,800 in FY2007/08.
- G. Award Contract to SoftResources LLC for Financial System Consulting Services in an amount not to exceed \$30,000.
- H. Approve the Purchase of 2 Vehicles for the Public Works Parks Division from North Bay Ford in Santa Cruz, California (a 2009 Utility Truck in the amount of \$26,605.41, and a 2009 F450 Dump Truck in the amount of \$42,161.74), and approve surplus of the 1991 Utility Vehicle and the 1969 International Dump Truck.
- I. Adopt Resolution Amending the FY2007/08 Operating Budget to Transfer \$16,000 from the Workers Compensation Fund to the General Fund and to Increase the Public Works Parks Division Contract Services Expenditures for Seasonal Labor by \$16,000.

4. PUBLIC HEARINGS

Public Hearings are intended to provide an opportunity for public discussion of each item listed as a Public Hearing. The following procedure is followed for each Public Hearing listed: 1) Staff Explanation; 2) Public Discussion; 3) Council Comments; 4) Close public portion of the Hearing; 5) City Council discussion; and 6) Decision.

NOTE: Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes "final." Please be advised that in most instances the decision become "final" upon the City Council's announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

- A. Public Hearing to Consider Regulating Surf Schools at Capitola Beach. Presentation: Police Department.

5. OTHER BUSINESS

- A. Report on Santa Cruz Consolidated Emergency Communications Center Narrow Banding by Mike McDougall, General Manager. Staff recommendation: receive report.
- B. Work Plans to Achieve the Seven City Goals for 2008. Staff recommendation: accept work plans.
- C. Discussion regarding Council Member Protocol while serving on County/Multi-County Boards, Commissions, and Committees. Staff recommendation: Council discretion.
- D. Consideration of an Official City Flag for the City of Capitola. Staff recommendation: Council discretion.

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

6. ORAL COMMUNICATIONS**7. ADJOURNMENT**

Adjourn to the next Regular Meeting of the Capitola City Council to be held on Thursday, March 27, 2008, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.